

**CITY OF YORK COUNCIL  
SUMMONS**

All Councillors, relevant Council Officers and other interested parties and residents are formally invited to attend a meeting of the **City of York Council** at **The Guildhall, York**, to consider the business contained in this agenda on the following date and time

Thursday, 14 July 2022 at 6.30 pm

## **A G E N D A**

### **1. Declarations of Interest**

At this point in the meeting, Members are asked to declare any disclosable pecuniary interest or other registerable interest they might have in respect of business on this agenda, if they have not already done so in advance on the Register of Interests.

### **2. Minutes (Pages 1 - 38)**

To approve and sign the minutes of the Ordinary and Extraordinary Council meetings held on 27 April 2022, and of the Annual Council meeting held on 26 May 2022.

### **3. Civic Announcements**

To consider any announcements made by the Lord Mayor in respect of Civic business.

### **4. Public Participation**

At this point in the meeting, any member of the public who has registered to address the Council, or to ask a Member of the Council a question, on a matter directly relevant to the business of the Council or the City, may do so. The deadline for registering is **5:00pm on Tuesday, 12 July 2022**.

To register to speak please visit

[www.york.gov.uk/AttendCouncilMeetings](http://www.york.gov.uk/AttendCouncilMeetings) to fill in an online registration form. If you have any questions about the registration form or the meeting please contact Democratic Services. Contact details can be found at the foot of this agenda.

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Please note that, subject to available resources, this public meeting will be webcast including any registered public speakers who have given their permission. The remote public meeting can be viewed live and on demand at

[www.york.gov.uk/webcasts](http://www.york.gov.uk/webcasts).

During coronavirus, we've made some changes to how we're running council meetings. See our coronavirus updates at

[www.york.gov.uk/COVIDDemocracy](http://www.york.gov.uk/COVIDDemocracy) for more information on meetings and decisions.

## 5. Petitions

To consider any petitions received from Members in accordance with Council Procedure Rule B5. Notice has been received of 5 petitions, to be presented by:

- (i) Cllr Doughty, from residents of Stockton on the Forest and Hopgrove seeking a number of road safety improvements in their area.
- (ii) Cllr Doughty, from residents of Earswick, calling for resurfacing of 'The Village' in Earswick.
- (iii) Cllr Perrett, from residents of Huntington Road Area, seeking consultation on the introduction of a Respark zone in their street.
- (iv) Cllr Webb, from residents of Dodsworth Avenue, seeking consultation on the introduction of a Respark zone in their street,
- (v) Cllr Douglas, from residents of Harcourt Street Area, asking the council to investigate options to create a Low Traffic Neighbourhood in their area.

## 6. Report of Executive Leader, Questions, and Executive Recommendations (Pages 39 - 54)

To receive and consider a written report from the Leader and ask questions on the work of the Executive, and to consider the Executive recommendations for approval, as set out below:

Meeting	Date	Recommendations
Executive	16 June 2022	Minute 13: Capital Programme Outturn 2021/22 and Revisions to the 2022/23 - 2026/27 Programme <a href="https://democracy.york.gov.uk/ieListDocuments.aspx?CId=733&amp;MId=13287">https://democracy.york.gov.uk/ieListDocuments.aspx?CId=733&amp;MId=13287</a>

## 7. Report of Deputy Leader and Questions (Pages 55 - 62)

To receive and consider a written report from the Deputy Leader and, to question the Deputy Leader thereon.

## 8. Motions on Notice

To consider the following Motions on Notice submitted under Council Procedure Rule B13.

(i) From Cllr Myers

### **Opposing Fire Service Cuts to the North side of York**

“Council notes the Police, Fire and Crime Commissioner’s current consultation on proposals affecting the future of North Yorkshire Fire and Rescue Service (NYFRS), and its level of fire service cover across York.

Council further notes:

- a specific proposal to remove the full-time crewed engine from Huntington Station and replace it with an on-call crew, leading to significant increases in the time it takes for a fire engine to arrive at an incident;
- York residents’ current contribution of more than £5m per year in council tax precept payments to North Yorkshire Fire and Rescue Service (NYFRS) - almost 25% of the total raised from this source;
- York’s businesses contribute one third of all business rate receipts that go towards funding the Fire Service, adding a further £1m from our city to the regional fire service budget;
- NYFRS receives the 11<sup>th</sup> lowest level of funding from council tax revenues of January 2022, placing it just above the eight lowest charging fire authorities nationally to whom the Secretary of State for Levelling Up, Housing and Communities has awarded the £5 precept flexibility - before a referendum is triggered.

Council resolves:

- to formally oppose cuts to Huntington Station fire cover by submitting a City of York Council consultation response, outlining the city’s view that current crewing and fire appliance arrangements at Huntington Station must be retained;
- to have that draft response published for public comment and decision at an Executive Member Decision Session prior to the consultation deadline of 14<sup>th</sup> August;

Council further resolves to write to the Police, Fire and Crime Commissioner and MPs for York Central and York Outer, asking them to collectively write and seek an urgent meeting with the Secretary of State for Levelling Up, Housing and Communities, to:

- make NYFRS's case for greater Government grant that address the unique challenges of delivering services across a large rural county, with diverse risks and very low levels of reserves;
- push for NYFRS to be given the option of agreeing the £5 precept flexibility, consistent with the other lowest charging fire authorities nationally."

(ii) From Cllr Hook

### **Declaring a Cost of Living Emergency**

"Council notes that:

- There has been an unprecedented increase in the cost of living, which is having a significant impact on working people, pensioners, and those on benefits.
- This is in part caused by the rise in the Ofgem energy price cap, the National Insurance contributions increase, food and petrol/diesel price increases, rising inflation and wage growth stagnation.
- According to a report by the Resolution Foundation, people are facing the worst fall in living standards since the 1970s.
- According to data from the ONS, a typical household will have to spend an extra £1,287 due to rising cost of essentials and tax in 2022/-23.
- In 2021/22 York Foodbanks distributed food parcels at a rate of 5,545 per 100,000 people – a 64% increase compared to 5 years ago (Trussell Trust, 2022)
- The Council has invested £1,3million to support residents facing rising costs through the York Financial Assistance scheme (YFAS) since the start of the pandemic and has provided targeted support and advice to those in most need.

Despite the support the Council, central government and local organisations have been able to provide, it's clear that residents are experiencing serious financial challenges due to the rising cost of living, which are set to continue, impacting directly on their financial and mental wellbeing.

Consequently, Council resolves to:

- Declare a 'Cost of Living Emergency' in York.
- Ask the Executive to commit £200k towards the YFAS to issue additional food and fuel vouchers to approximately 4,000 residents on the lowest incomes.
- Host a local Cost-of-Living Emergency Summit, with stakeholders, including Citizens Advice, Food Banks, Local Trades Unions, and Chambers of Commerce and organisations working to support residents facing hardship.
- Call on the Government to act immediately to tackle the cost of living crisis by cutting the standard rate of VAT to 17.5%, restoring the Universal Credit supplement of £20, expanding the Warm Home Discount and introducing a home insulation fund to cut heating bills and carbon emissions.”

(iii) From Cllr Craghill

### **Creating a more collaborative council**

“This Council notes:

- That, along with other cities, York's communities face many challenges for the years ahead including the Climate and Ecological Emergency, rising energy prices, global economic insecurity and the cost of living crisis, which is also exacerbating existing inequalities in the city.
- That York also has many positive advantages and opportunities. However, the challenges we face as a council and as a city will be best tackled by all political parties working together as much as possible, pooling the talents of all councillors and making decisions in ways that are transparent and support public involvement as much as possible.

This Council further notes:

- That a number of councils around the country are moving away from an Executive or Cabinet model of decision making to a Committee System.
- That whilst a Committee System doesn't remove all political disagreement (and nor should it) it does mean that all councillors of all parties participate in decision making and all major decisions are automatically subject to public cross party scrutiny.
- That whilst cross-party decision-making committees (as opposed to only a small proportion of elected councillors in an Executive or Cabinet) are the key element of a committee system, there is also flexibility to develop detailed governance structures most suited to local circumstances.

This Council therefore resolves:

- To request Executive to put in place the necessary preparatory work for a public referendum on a move to the Committee System to take place on Thursday 4<sup>th</sup> May 2023 alongside the council's local elections. This work to include the communication of unbiased information to York residents on the advantages and disadvantages of a Committee System.
- To request that further plans are put in place, should the referendum be successful, for the necessary formal adoption of the intention to move to a Committee System at an Extraordinary Meeting of the council within 28 days of the result of the referendum. The new governance framework would come into force in May 2024, following further public engagement (for example via a cross-party working group) on the details of the new framework."

(iv) From Cllr Smalley

### **Stop Unfair Parking Enforcement at Tower Court**

"Council notes that:

- A 'no return within two hours' policy is rigidly enforced at the privately-owned Tower Court car park at Clifton Moor.

- A number of residents have been adversely impacted by the application of this policy, for example when returning to Tower Court to collect prescriptions.
- This has been a concern particularly through the pandemic, with local councillors contacted numerous times about the unfair parking fines and having supported residents to successfully challenge these fines.
- The ward councillors for Rawcliffe & Clifton Without have launched a petition calling on Boulton Brooks Real Estate Ltd (owners of Tower Court) and ArdPark Ltd (parking enforcement operators at Tower Court) to end the heavy-handed enforcement of parking restrictions at Tower Court, review the parking enforcement method (no return within two hours) and to refund any parking charges issued to residents unreasonably.
- Owners of Tower Court, Boulton Brooks Real Estate, reportedly earn over £440k in rental income from the units at Tower Court (as of 2018), and yet continue to allow ARDPark to fine residents £60 for visiting twice within two hours.

Council therefore resolves that:

- The City of York Council’s Corporate Director for Economy & Place writes to Boulton Brooks Real Estate Ltd, ArdPark Ltd and the British Parking Association to seek a meeting to discuss the approach to enforcement at Tower Court and the impact it is having on residents, with a view to a more flexible approach being adopted.”

## **9. Questions to the Leader or Executive Members**

To question the Leader and/or Executive Members in respect of any matter within their portfolio responsibility, in accordance with Council Procedure Rule B11.

## **10. Report of Executive Member (Pages 63 - 90)**

To receive a written report from the Executive Member for Culture, Leisure & Communities, and to question the Executive Member thereon, in accordance with Council Procedure Rule B10.



- 11. Joint Standards Committee Annual report for 2021/2022**  
(Pages 91 - 94)  
To receive a report of the Monitoring Officer presenting the Annual Report of the Joint Standards Committee for the 2021/2022 Municipal Year.
- 12. Amendments to the Council's Constitution** (Pages 95 - 124)  
To consider a report of the Monitoring Officer seeking approval for amendments to Articles 12, 15, 18 and 20 of the Constitution.
- 13. Appointment of Independent Member to the Audit & Governance Committee and Appointment of Independent Persons to the Joint Standards Committee** (Pages 125 - 128)  
To consider a report of the Monitoring Officer seeking confirmation of the above proposed appointments.
- 14. Appointments and Changes to Membership** (Pages 129 - 130)  
To consider the appointments and changes to membership of committees and outside bodies set out on the list attached to this summons.
- 15. Urgent Business**  
Any other business which the Chair considers urgent under the Local Government Act 1972.

Democratic Services officer

Fiona Young

Contact details:

- Telephone – (01904) 552030
- Email [fiona.young@york.gov.uk](mailto:fiona.young@york.gov.uk)

For more information about any of the following please contact the Democratic Services Officer responsible for servicing this meeting:

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- For receiving reports in other formats

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**This information can be provided in your own language.**

我們也用您們的語言提供這個信息 (Cantonese)

এই তথ্য আপনার নিজের ভাষায় দেয়া যেতে পারে। (Bengali)

Ta informacja może być dostarczona w twoim własnym języku. (Polish)

Bu bilgiyi kendi dilinizde almanız mümkündür. (Turkish)

یہ معلومات آپ کی اپنی زبان (بولی) میں بھی مہیا کی جاسکتی ہیں۔ (Urdu)

 (01904) 551550

**City of York Council**

Resolutions and proceedings of the Meeting of the City of York Council held at The Racecourse, York on Wednesday, 27 April 2022, starting at 6.00 pm

**Present:** The Lord Mayor (Cllr Chris Cullwick) in the Chair, and the following Councillors:

Acomb Ward

Bishopthorpe Ward

Lomas

Clifton Ward

Copmanthorpe Ward

Myers  
Wells

Carr

Dringhouses & Woodthorpe Ward

Fishergate Ward

Fenton  
Mason  
Widdowson

D'Agorne  
D Taylor

Fulford and Heslington Ward

Guildhall Ward

Aspden

Craghill  
Fitzpatrick  
Looker

Haxby & Wigginton Ward

Heworth Ward

Cuthbertson  
Hollyer  
Pearson

Douglas  
Perrett  
Webb

Heworth Without Ward

Holgate Ward

Ayre

Heaton  
Melly  
K Taylor

Hull Road Ward

Huntington and New Earswick  
Ward

Musson

Orrell  
Runciman

Micklegate Ward

Osbaldwick and Derwent Ward

Crawshaw  
Kilbane

Rowley  
Warters

Rawcliffe and Clifton Without Ward

Rural West York Ward

Smalley  
Waudby

Hook

Strensall Ward

Westfield Ward

Fisher

Daubeney  
Hunter  
Waller

Wheldrake Ward

Vassie

Apologies for absence were received from Councillors Baker, Barker, Barnes, Doughty, Galvin and Norman.

**61. Declarations of Interest**

Members were invited to declare at this point in the meeting any disclosable pecuniary interests or other registrable interests they might have in the business on the agenda, if they had not already done so in advance on the Register of Interests. None were declared.

**62. Public Participation**

It was reported that there had been two registrations to speak at the meeting under the Council's Public Participation Scheme in relation to the motion at Item 3 on the agenda.

Gwen Swinburn stated that the motion did not go far enough and that Prince Andrew should also lose the title 'Duke of York' and not be invited to the city again.

Francis Richard Connolly stated that removing Prince Andrew's titles would not change anything; nobody was above the law and there should be a judicial review regarding the allegations against him.

**63. Notice of Motion - Removal of Prince Andrew's Honorary Freedom of the City of York**

Cllr Smalley moved, and Cllr Widdowson seconded, the following motion:

"The Council resolves that, pursuant to Section 249 of the Local Government Act 1972, the City of York Council withdraws the Honorary Freeman of the City status from the Duke of York which was conferred upon him in 1987."

After debate, a named vote was taken on the motion, with the following result:

<b>For</b>	<b>Against</b>	<b>Abstained</b>
Cllr Aspden		Cllr Carr (Lord Mayor Elect)
Cllr Ayre		Cllr Cullwick (Lord Mayor)
Cllr Craghill		

Cllr Crawshaw		
Cllr Cuthbertson		
Cllr D'Agorne		
Cllr Daubeney		
Cllr Doughty		
Cllr Douglas		
Cllr Fenton		
Cllr Fisher		
Cllr Fitzpatrick		
Cllr Heaton		
Cllr Hollyer		
Cllr Hook		
Cllr Hunter		
Cllr Kilbane		
Cllr Lomas		
Cllr Looker		
Cllr Mason		
Cllr Melly		
Cllr Musson		
Cllr Myers		
Cllr Norman		
Cllr Orrell		
Cllr Pearson		
Cllr Perrett		
Cllr Rowley		
Cllr Runciman		
Cllr Smalley		
Cllr D Taylor		
Cllr K Taylor		
Cllr Vassie		
Cllr Waller		
Cllr Wann		
Cllr Waudby		
Cllr Webb		
Cllr Wells		
Cllr Widdowson		
<b>39</b>	<b>0</b>	<b>2</b>

The motion was therefore declared CARRIED and it was

Resolved: That the above motion be approved.

Cllr Chris Cullwick  
LORD MAYOR OF YORK

*[The meeting started at 6.00 pm and concluded at 6.26 pm]*

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**City of York Council**

Resolutions and proceedings of the Meeting of the City of York Council held at York Racecourse on Wednesday, 27 April 2022, starting at 6.45 pm

**Present:** The Lord Mayor (Cllr Cullwick) in the Chair, and the following Councillors:

Acomb Ward	Bishopthorpe Ward
Lomas	
Clifton Ward	Copmanthorpe Ward
D Myers Wells	Carr
Dringhouses & Woodthorpe Ward	Fishergate Ward
Fenton Mason Widdowson	D'Agorne D Taylor
Fulford and Heslington Ward	Guildhall Ward
Aspden	Craghill Fitzpatrick Looker
Haxby & Wigginton Ward	Heworth Ward
Cuthbertson Hollyer Pearson	Douglas Perrett Webb
Heworth Without Ward	Holgate Ward
Ayre	Heaton Melly K Taylor

Hull Road Ward

Huntington and New Earswick  
Ward

Musson

Orrell  
Runciman

Micklegate Ward

Osbaldwick and Derwent Ward

Baker  
Crawshaw  
Kilbane

Rowley  
Warters

Rawcliffe and Clifton Without Ward

Rural West York Ward

Smalley  
Waudby

Barker  
Hook

Strensall Ward

Westfield Ward

Fisher

Daubeney  
Hunter  
Waller

Wheldrake Ward

Vassie

Apologies for absence were received from Councillors Barnes,  
Doughty, Galvin, Norman and Wann.

**64. Declarations of Interest**

Members were invited to declare at this point in the meeting any disclosable pecuniary interests or other registrable interests they might have in the business on the agenda, if they had not already done so in advance on the Register of Interests.

Cllr Melly declared a pecuniary interest in Agenda Item 12 (Recommendations of the Licensing & Regulatory Committee). She left the room during consideration of that item and took no part in the debate or decision thereon.

**65. Minutes**

Resolved: That the minutes of the Budget Council meeting held on 17 February 2022 be approved, and signed by the Chair as a correct record.

**66. Civic Announcements**

The Lord Mayor announced the recent death of June Vaughan, who had served as a city councillor until 2003 and as Lady Mayoress during the 1999/2000 Municipal Year. Members observed a minute's silence in her memory.

The Lord Mayor then welcomed the imminent re-opening of the Guildhall, where the Annual Council meeting would take place next month, and looked forward to the return of future meetings to the Council Chamber. He thanked all those who had made it possible to hold Council meetings at the Racecourse and the Citadel while the Guildhall was closed.

**67. Public Participation**

It was reported that there had been nine registrations to speak at the meeting under the Council's Public Participation Scheme.

Rachael Maskell MP spoke on Motion (iii) at Agenda Item 8 (Addressing York's Dental Crisis), highlighting the work she had undertaken in Parliament to address this issue and urging Members to sign the petition that she intended to present there.

Gwen Swinburn spoke on governance matters relating to the re-scheduling of the Council meetings, which she said was un-

democratic, and on Agenda Item 11 (Review of the Constitution), stating there had been a failure to consult on the draft Constitution.

Kate Ravilious spoke in support of the petition objecting to a multi-storey car park on St George's Field (Agenda Item 5 a)), asking that the business case for the car park be made public and the project delayed until the Local Transport Plan was in place.

Lynette Mills also spoke in support of the St George's Field petition on behalf of the Friends of New Walk. She outlined the history of the site and suggested it should be made into a park instead.

Peter Mills also spoke in support of the St George's Field petition, urging that plans for the car park be re-thought and the money spent on promoting Park and Ride instead.

Johnny Hayes also spoke in support of the St George's Field petition, and in particular the proposal that the decision on the car park be deferred until sufficient data was obtained.

Paul Wordsworth spoke in support of Motion (i) at Agenda Item 8 (York Stands With Ukraine), highlighting the work being undertaken by York City Sanctuary and the council to assist Ukrainian refugees.

Laura Cox spoke on Motion (ii) at Agenda Item 8 (End Fuel Poverty in York) as a member of Extinction Rebellion, stressing the need to reduce reliance on fossil fuels and end fuel poverty earlier than 2030.

Christopher Brace also on Motion (ii), drawing attention to the role of the inadequacy and inefficiency of housing stock in compounding the global energy crisis.

## **68. Petitions**

Under Standing Order 15, the following petitions were presented for reference to the Customer and Corporate Services Scrutiny Management Committee, in accordance with the Council's petition arrangements:

- a) A petition presented by Cllr Kilbane, on behalf of residents and others objecting to the proposed siting of a multi-storey car park on St George's Field.<sup>1</sup>

- b) A petition presented by Cllr K Taylor, on behalf of residents seeking speed calming measures on New Lane.<sup>2</sup>

Action Required

1. Add the petition re the multi-storey car park on St George's Field to the petitions log for referral to CCSMC SS
2. Add the petition on speed calming measures on New Lane to the petitions log for referral to CCSMC SS

**69. Report of Executive Leader, Questions, and Executive Recommendations**

**A – Executive Leader's Report**

A written report was received from the Executive Leader, Cllr Aspden, on the work of the Executive.

Members were then invited to question the Leader on his report. Questions were received from the floor from the following Members in relation to the subjects listed, and replied to as indicated:

Devolution

**From Cllr Crawshaw:** Given that we are technically a hung Council, how will you engage with the different political groups on devolution so that we are not left with a 'take it or leave it' deal?

**Response:** We are currently at the pre-consultation stage and will engage once we know what the formal government process will be. I would welcome discussions about attending Scrutiny meetings. There will be several stages of engagement before we reach the series of final steps that will include discussions at Full Council, and cross-party conversations will need to take place.

**[Supplementary: Can you guarantee that Group Leaders, at least, will be engaged at every point?]**

**Response:** I am happy to agree to that and welcome as much engagement and consultation as possible. There is much work to do, and it will be a challenge to meet government deadlines.

Great British Railways

**From Cllr D Taylor:** Can you give more insight into York's bid for GBR and how you are communicating the city's strengths to the decision-makers?

**Response:** The bid has been submitted to government; I am aware we need to go beyond this and have worked with partners to ensure the right messages are given to get York onto the shortlist. Once on the list we will communicate in a different way. It's about working with the whole city to get our message across I don't yet know how the public vote will be dealt with or whether it will be binding. Network Rail have confirmed that York will remain one of its regional headquarters.

**[Supplementary from Cllr Douglas: What plans are there for a unified approach to the bid within the Council?]**

**Response:** I agree this is important and am glad to see York and North Yorkshire MPs getting together to give cross-party support to the bid. Our North Yorkshire and East Yorkshire partners have been invited to an upcoming event for the announcement of the shortlist so that we can all work together on this.

### Purple Flag

**From Cllr Hunter:** Can you give an update and more detail on what the Purple Flag scheme means for the city?

**Response:** It's very important to the city due to the way it brings about partnership working between the council, police, businesses and residents, particularly in relation to the city centre where residents want improvements. We are working to highlight issues and come up with an action plan to ensure that progress is made.

## **B – Executive Recommendations**

Cllr Aspden moved, and Cllr D'Agorne seconded, the following recommendations contained in Minutes 108 and 109 of the Executive meeting held on 17 March 2022:

### Minute 108 - Housing Delivery Programme Update – Delivering Affordable Housing on Council Land

“Recommended: (i) That Council approve a budget increase of £2,614k for the scheme at Burnholme and £2,148k for the scheme at Duncombe Barracks. <sup>1</sup>

(ii) That Council approve increase HRA borrowing of £2,570k for the scheme at Burnholme and £832k for the scheme at Duncombe Barracks. <sup>1</sup>

Reason: In order to enhance the delivery of affordable housing in the city.”

Minute 109 – Adoption of Minerals and Waste Joint Plan

“Recommended: (i) That Council adopt the Minerals & Waste Joint Plan at Annex 1 to the Executive report, incorporating the Inspector’s Modifications at Annex 3. <sup>2</sup>

(ii) That Council adopt the accompanying Policies Map.” <sup>2</sup>

Reason: To allow the Plan to progress to adoption.”

On being put to the vote, both sets of recommendations were declared CARRIED and it was

Resolved: That the above recommendations be approved.

Action Required

1. Note the approval of the budget increases PL  
relating to the Housing Delivery Programme and  
make the changes to the ledger.
2. Note the approval of the Minerals & Waste Joint JR  
Plan and take appropriate action.

**70. Report of Deputy Leader and Questions**

A written report was received from the Deputy Leader, Cllr D’Agorne.

Members were then invited to question the Deputy Leader on his report. Questions were received from the floor from the following Members in relation to the subjects listed, and replied to as indicated:

Digital Respark

**From Cllr Crawshaw:** Can you point to the section in your report that says what you are doing to address the issues with digital Respark to ensure that residents can at least have a grace period, as under the old system?

**Response:** I am happy to provide a written response, as that is not referred to in the report.

### Transport Schemes Progress

**From Cllr Mason:** Can you tell me about the cycle path from Scarborough Bridge to the hospital, especially the section across Bootham Park, and where we are with that?

**Response:** Progress is being made with completing this route and most of the work to signalise the junction at the Bootham Park Hospital end has been done. Future use of the Bootham Park site was approved by Executive in December, when the successful negotiations to secure continuing access across the site were reported. While the proposals are subject to planning permission, we have been talking to the owners of the hospital and the developer about a temporary arrangement to complete works at the junction. The roadway at St Mary's has been resurfaced for a new ramp to be fitted in July.

### Extension of TIER e-scooter trials

**From Cllr Hollyer:** Can you give an update on the partnership with TIER?

**Response:** It is part of a DfT national trial, initially for a period up to March, which the government has now extended to November. At one of my decision sessions, it was agreed that that the trial should continue with the current provider. At the end of the trial, the council will decide whether to continue that arrangement. TIER have been very responsive to concerns raised and have provided regular reports on the operation of the scheme.

**[Supplementary from Cllr Rowley: I and many residents see regular breaches of the rules by users of these scooters. When will Members get to see the reports from TIER and what sanctions are in place to prove they are being taken seriously?]**

**Response:** I am happy to share the reports, subject to the company's agreement. With regard to sanctions, as with any novelty the abuses will diminish with time. The company do apply sanctions where they are aware of people breaking the rules and, depending on the severity, may ban them from use. I am confident that they respond appropriately.

**[Supplementary from Cllr D Taylor: Are you concerned about the cost?]**

**Response:** The cost is not insignificant but, anecdotally, people choose the scooters for convenience and they are no more expensive than a taxi. Different packages are offered, including business deals for staff etc.



**71. Motions on Notice**

(i) York Stands With Ukraine

Moved by Cllr Smalley and seconded by Cllr Hook.

“This Council notes that:

- York stands with Ukraine and its people in their fight to maintain democracy and self-determination as a nation, those affected locally with relatives caught up in the hostilities having to escape the war, and with those Russians who are not responsible for this war, many of whom bravely speak out against it.
- Symbolic displays of support have taken place all across the city, including lighting the city in blue and yellow, flying the Ukrainian flag, organising support rallies and providing donations to local charities.
- According to recently published ONS figures, approximately 50 Ukrainian citizens currently live in York.
- Locally the Council is working closely with key partners and charities across the city to provide information and support, including supporting City of Sanctuary to provide a locally based Ukraine support group for Ukrainians in York.
- Work has begun with Migration Yorkshire to set in place the necessary preparations for welcoming refugees from Ukraine.

This Council believes:

- As a city and Council of sanctuary, we should reaffirm our commitment to stand with the brave people of Ukraine and support and welcome those fleeing this war.
- At this difficult and dangerous time we must all stand united against the aggressor, making sure not to repeat or give credence to narratives used by Putin to divide and defer blame for this horrific attack.

This Council therefore resolves to:

- Continue to fly the Ukrainian flag from the Mansion House in a show of solidarity with the people of Ukraine.
- Ask that relevant officers initiate the process of adopting Lviv, Ukraine, as York’s sister city with a memorandum of understanding.

- Provide help and support to all Ukrainian nationals living in York by ensuring that the council works collaboratively alongside citizens, businesses and voluntary organisations in the city to help them in their efforts to support refugees to settle in the city.
- Request that Executive Members and relevant senior officers continue to review all investments, contracts and procurement arrangements to ensure that the Council divests itself of any financial interest it may hold in Russian companies and investments; and encourage local businesses and city partners to follow suit.
- Call on Government to ensure an open a simple, fast and safe route for refugees to come to the UK is urgently established, providing information and resources to local councils to support those seeking sanctuary.
- Write to the Secretary of State for Levelling-Up, Housing and Communities to clarify the powers open to the council on the actions it may take to ensure that no pathway is left available for Russian financial investment, also calling for existing procurement laws to be changed to recognise this.
- Call on the York and North Yorkshire Local Government Pension Fund to divest itself of any similar interests, particularly in gas, oil and energy.”

On being put to the vote, the motion was declared CARRIED unanimously, and it was

Resolved: That the above motion be approved.<sup>1</sup>

(ii) End Fuel Poverty in York

Moved by Cllr Perrett and seconded by Cllr Pavlovic.

“Council notes the work to date on tackling fuel poverty in York, but recognises that 12,000 of 88,000 households in our city were living in fuel poverty in 2019, a 20% increase in just four years.

Council also notes that areas within the city contain a greater proportion of households experiencing fuel poverty, with some areas within wards such Hull Road, Clifton, Fishergate, Huntington and New Earswick, Acomb and Westfield seeing over one in five households living in fuel poverty.

Council believes pandemic impacts and current hikes in energy costs will see that figure shoot even higher, and believes that more must be done if fuel poverty in York is to be ended by 2030.

Council further notes the Government's national vision for public health is not simply to improve the nation's health, but crucially, to improve the health of the poorest fastest. Fuel poverty indicators are key to measuring progress against this important public health priority.

Council resolves:

- a) to request that the Executive adopts a bold vision to end fuel poverty in York by 2030, and instructs officers to develop a strategy and action plan to meet the 2030 target, to include:
  - improving the energy efficiency of council housing stock;
  - enforcing existing regulations on energy efficiency and property standards, particularly in the private rented sector;
  - the leveraging in of funds to improve the energy efficiency standards of all housing;
  - providing accessible information, advice and guidance in a variety of formats to those most in need;
  - maximising the incomes of low income households through the efficient delivery of Council-administered benefits, sensitive recovery of debt and the provision of advice and support;
  - working in partnership with other agencies and voluntary and community groups to implement and monitor delivery of the strategy;
- b) to request that Executive receives reports on progress on the above activities and on steps to end fuel poverty every six months;
- c) to become a member of the End Fuel Poverty Coalition;
- d) to ask all Group Leaders to write to Government Ministers for Energy and for Housing, calling for:
  - continuation of the annual Winter Warm Home Discount in line with price cap increases, rather than keeping it frozen at £140;
  - an increase in the 'discount' (loan) for low-income families and individuals, without the requirement that they be repaid later;

- them to work with energy companies to write off the energy cost debt of those in extreme financial hardship;
- a commitment to work with energy companies to end the poverty premium paid by those on pre-payment meters, who can least afford high energy bills, by moving them to the cheapest available tariffs by default - permanently;
- a commitment to a mass rollout of insulation measures for people on low incomes in addition to the existing ECO and Green Homes Grant schemes, and with more lenient EPC eligibility criteria.”

On being put to the vote, the motion was declared CARRIED unanimously, and it was

Resolved: That the above motion be approved.<sup>2</sup>

(iii) Addressing York’s Dental Crisis

Moved by Cllr Runciman and seconded by Cllr Vassie.

“This Council notes:

- York, similarly to the rest of the country, is facing an acute NHS dental crisis, which is creating additional pressures in other parts of the health system particularly urgent and emergency care and primary care.
- Our thanks to the dentists, doctors and staff which have had to endure the challenges of the pandemic as well as the dysfunctional target-driven system which is demoralising and failing staff and patients.
- NHS data shows that the number of dentists continues to fall in York, with 30 practitioners having left since 2018/19, 10 of them in the last year. By March 2021 number of local dentists had fallen to 209; lower than at any time since 2015.
- Healthwatch York’s January 2022 report shows that only 59% of the York residents it surveyed had an NHS dentist, down from 84% in 2018.
- According to the most recent NHS data, only 65,819 adults in York have been able to see a dentist in the previous 24months
- The failures of successive Governments since the pivotal 2006 decision by the then Labour Government to establish a new dental contract based on a dysfunctional and demoralising target-driven system.

- NHS dentistry has been subject to cuts not seen anywhere else in the NHS. In real terms, net government spend on general dental practice in England has been cut by about a third in the last decade.
- Government Ministers have recognised that the system is broken, but are failing to set out a plan or timetable for change and no tangible commitment to reverse a decade of cuts.

This Council believes:

- That rapid and significant reform of the way dentistry is commissioned and provided is needed to address the increasing problems of access to NHS dental care in the longer term.

This Council therefore resolves to:

- Ask the Executive Member for Health and Adult Social Care to bring regular reports on the state of local dentistry to decision sessions, seeking input from relevant scrutiny committees.
- Ask that the Executive Member makes the case for harnessing opportunities to improve dental service provision locally through the development of Integrated Care Systems (ICS).
- Ask all group leaders and local health and NHS partners to write a joint letter to the Health Secretary outlining concerns over local provision and access to services, outlining urgent reforms which need to take place, including boosting spending, reforming commissioning to tackle the twin crises of access and affordability, recognising overseas dentistry qualifications and implementing an urgent programme to recruit and retain more NHS dentists.”

Cllr Douglas then moved, and Cllr Looker seconded, an amendment to the above motion, as follows:

“In the first paragraph (under ‘*This Council notes:*’), in the 6<sup>th</sup> bullet point, **delete** all after ‘*the failure of successive Governments*’ and **insert:** ‘*both Coalition and Conservative, to evaluate and review the 2006 NHS Dental Contract, and to address its shortcomings*’.

In the third paragraph (under ‘*This Council therefore resolved to:*’) **insert** a new 1<sup>st</sup> bullet point, as follows:

- Welcome and record its thanks to the MP for York Central for her ongoing efforts to secure better access to NHS dentistry

for York residents, including securing a pledge from the Government to look into the problem of 10,000 York residents recently being deregistered from NHS dentists in the city, and for her setting up a petition to encourage public support for a properly funded National Dental Service.”

On being put to the vote, the amendment was declared LOST.

The original motion was then put to the vote and declared CARRIED and it was

Resolved: That the above motion be approved.<sup>3</sup>

(iv) End ‘Fire and Rehire’

Moved by Cllr Myers and seconded by Cllr Wells.

“This Council notes:

- 1 in 10 workers have experienced ‘fire and rehire’ – having to reapply for their existing jobs on worse pay, terms and conditions or face the sack, with ethnic minority workers facing this at twice the rate of white workers, since March 2020;
- that one quarter of all workers have experienced a worsening of their terms and conditions, including a cut to their pay - since the pandemic began;
- that while the Prime Minister has called the practice “unacceptable”, he has refused to take action to outlaw the practice, raising questions about any real commitment from the current Government to act;
- the escalating number of employers across all sectors using weak employment protections to force their staff to accept worse terms and conditions, leaving many having to work longer hours for lower pay, with often devastating consequences for workers and their families;
- that even before the pandemic, 1 in 9 workers – 3.8 million people – were already ‘insecure’, meaning they did not have access to basic rights at work and could be dismissed at will; including those on zero hour contracts and agency workers;
- that major businesses in York is currently threatening workers with ‘fire and rehire’, in order to worsen their terms and conditions, represent a serious threat to workers and to the local economy. Decent and fair terms and conditions lift

people out of poverty and build strong and vibrant high streets and communities;

- City of York Council has already signed up to the Good Business Charter and as such has already committed to ensuring the residents of York have fair working conditions.

This Council commits to work to ensure that local residents are protected against unscrupulous employers.

Council therefore resolves to:

- ask the MPs for York Central and York Outer to write to the Prime Minister, demanding he acts now to outlaw fire and rehire, and to keep his promise to York residents to protect their terms and conditions of employment;
- ask the council's Chief Operating Officer and Council Leader to write to all businesses in York employing 100 or more staff, inviting them to sign up to the Good Business Charter and its 10 components;

and to call on the council's Executive to:

- not use fire and rehire itself as an employer and through updated council procurement policy, both prevent its use by council contractors as well as ensuring that the council only contracts those with good employment, trade union, equalities and environmental records;
- promote the increasing number of progressive local employers prioritising their employees' standard of living and wellbeing;
- work with York's anchor institutions and the council's key partners to bring forward plans for model employment practices, in partnership with recognised trade unions;
- support the TUC campaign for a 'New Deal for Working People'."

An amendment to the above motion submitted by Cllr D'Agorne was ruled out of order by the Lord Mayor, on the grounds that it did not directly affect services for which the Council had responsibility, nor the geographic area of the City of York.

On being put to the vote, the motion was declared CARRIED, and it was

Resolved: That the above motion be approved.<sup>4</sup>

Action Required

- |   |    |
|---|----|
| 1. Note the approval of the motion 'York Stands With Ukraine' and take appropriate action.        | IF |
| 2. Note the approval of the motion 'End Fuel Poverty in York' and take appropriate action.        | IF |
| 3. Note the approval of the motion 'Addressing York's Dental Crisis' and take appropriate action. | SS |
| 4. Note the approval of the motion 'End Fire and Rehire' and take appropriate action.             | IF |

**72. Questions to the Leader or Executive Members**

The Lord Mayor having varied the order of business to bring forward Agenda Items 11-13 (Minutes 74-76 refer), the guillotine had fallen by the time this item was reached and no questions were put.

**73. Report of Executive Member**

A written report was received from Cllr Cuthbertson, the Executive Member for Children, Young People & Education.

**74. Review of the Council's Constitution**

Council received a report from the Monitoring Officer regarding approval and adoption of revisions to the Constitution, in accordance with the recommendations of the Audit & Governance Committee.

Cllr Pavolvic then moved, and Cllr Fisher seconded, the recommendations contained in paragraphs 3 and 4 of the report, as altered by the amended advice of the Monitoring Officer in respect of the recommended implementation date, as follows:

“3. Full Council is invited to determine the wording of the following for inclusion within the approved Constitution:

- a) Appointment of Substitutes to Committees (article 7 Decision Making, subsection 14 – substitutes)
  - i. Paragraph 14.1 (a) - the inclusion or not of the following sentence:  
*“Substitutes shall be appointed from within the same political group”*



If included, the paragraph would read (the disputed sentence is highlighted in bold type for ease of reference):

*“For the Planning Committee A and Planning Committee B up to four named substitutes shall be allowed for each of the political Groups. For other Member bodies up to three named substitutes shall be allowed for each political Group. **Substitutes shall be appointed from within the same political group.** Independent Councillors may also be appointed to act as named substitutes for other Independent Councillors within this rule”.*

b) Role of Executive Members on Planning Committee A and Planning Committee B

Full Council is invited to determine the position of Executive Members and their involvement or not in the Council's Planning Committee functions. Therefore Full Council is asked to approve one of the following options for inclusion in the Constitution:

Appendix 30 – Option 1 – maintains the current position in that Executive Members can sit on the Executive and Planning Committee A and Planning Committee B but do need to be mindful of a potential conflict of interest.

Appendix 30 – Option 2 – the Leader of the Council, the Deputy Leader of the Council and all other Executive Members cannot sit on either Planning Committee A or Planning Committee B.

Appendix 30 – Option 3 – where necessary Executive Members must choose whether to sit on the Executive or take up their seat on Planning Committee A or Planning Committee B so as to avoid a conflict of interest

c) Upon confirmation of the role of the Executive Members on the Planning Committee function, the Director of Governance and Monitoring Officer is requested to make the necessary changes to accurately reflect the position in Article 13 and Appendix 17.

d) The Council's Scrutiny Function

i. Article 8: Policy, Overview and Scrutiny

Paragraph 10.2 (b), Full Council is asked to determine if this paragraph should make reference to the Vice Chair or not (disputed wording is highlighted in bold type for ease of reference). The paragraph currently reads:

*“Allocating, in consultation with the relevant Chair **and Vice-Chair**, urgent issues to be considered by an appropriate committee (including ad-hoc scrutiny committee), as may be necessary”.*

ii. Appendix 5: Scrutiny Procedure Rules

Paragraph 16.3 – Full Council is invited to determine if the time anticipated as a guide to aid the length of the meetings in this paragraph should be 20 minutes or 30 minutes:

The paragraph currently states:

*“After all signatories have made their contributions, members of the Committee will be invited to put questions to the signatories and receive responses to those questions. As a guide it is anticipated that this should not exceed 20 minutes in total”.*

Paragraph 18.3 – Full Council is invited to determine the procedure for voting where there are a number of alleged breaches detailed in a call in request. The disputed sentence is highlighted in bold type for ease of reference.

The paragraph states:

*“The vote to be taken will be by a show of hands. **Where multiple breaches are alleged, a vote shall take place in respect of each potential breach”.***

4. Adopt the revised Constitution and approve its implementation in full on 26 May 2022, to coincide with Annual Council.

The Audit & Governance Committee is invited to undertake an annual fitness for purpose review of the Constitution as part of its work programme.

Full Council notes that the review of the Constitution also contributes significantly towards the progress against the Action Plan prepared in response to the Report in the Public Interest accepted by Full Council on 4 May 2021.”

A named vote was taken on each element of the recommendations, with the following results:

**Vote 1** – on inclusion of the sentence ‘*Substitutes shall be appointed from within the same political group*’ in Paragraph 14.1 (a) of Article 7

<b>For</b>	<b>Against</b>	<b>Abstained</b>
Cllr Crawshaw	Cllr Aspden	
Cllr Douglas	Cllr Ayre	
Cllr Fitzpatrick	Cllr Baker	
Cllr Heaton	Cllr Barker	
Cllr Kilbane	Cllr Carr	
Cllr Lomas	Cllr Cuthbertson	
Cllr Looker	Cllr D’Agorne	
Cllr Melly	Cllr Daubeney	
Cllr Musson	Cllr Fenton	
Cllr Myers	Cllr Fisher	
Cllr Pavlovic	Cllr Hollyer	
Cllr Perrett	Cllr Hook	
Cllr Rowley	Cllr Hunter	
Cllr K Taylor	Cllr Mason	
Cllr Warters	Cllr Orrell	
Cllr Webb	Cllr Pearson	
Cllr Wells	Cllr Runciman	
	Cllr Smalley	
	Cllr D Taylor	
	Cllr Vassie	
	Cllr Waller	
	Cllr Waudby	
	Cllr Widdowson	
	Cllr Cullwick (Lord Mayor)	
<b>17</b>	<b>25</b>	<b>0</b>

The option to include that sentence was declared LOST.

**Vote 2** – on Options for the role of Executive Members on Planning Committee A and Planning Committee B (Appendix 30)

<b>Option 1</b>	<b>Option 2</b>	<b>Option 3</b>	<b>Abstained</b>
Cllr Aspden	Cllr Crawshaw		
Cllr Ayre	Cllr Douglas		
Cllr Baker	Cllr Fitzpatrick		
Cllr Carr	Cllr Heaton		
Cllr Craghill	Cllr Kilbane		
Cllr Cuthbertson	Cllr Looker		
Cllr D'Agorne	Cllr Melly		
Cllr Daubeney	Cllr Musson		
Cllr Fenton	Cllr Myers		
Cllr Fisher	Cllr Pavlovic		
Cllr Hollyer	Cllr Perrett		
Cllr Hook	Cllr K Taylor		
Cllr Hunter	Cllr Warters		
Cllr Mason	Cllr Webb		
Cllr Orrell	Cllr Wells		
Cllr Pearson			
Cllr Rowley			
Cllr Runciman			
Cllr Smalley			
Cllr D Taylor			
Cllr Vassie			
Cllr Waller			
Cllr Waudby			
Cllr Widdowson			
Cllr Cullwick (Lord Mayor)			
<b>26</b>	<b>16</b>	<b>0</b>	<b>0</b>

Option 1 (to maintain the current position) was declared CARRIED.

c) Council indicated its agreement to request the Director of Governance & Monitoring Officer to make the necessary changes to accurately reflect the position in Article 13 and Appendix 17 of the Constitution following the result of the above two votes.

**Vote 3** – Article 8, Policy, Overview and Scrutiny – on whether paragraph 10.2(b) should include reference to the Vice Chair.

<b>For</b>	<b>Against</b>	<b>Abstained</b>
Cllr Aspden	Cllr Crawshaw	
Cllr Ayre	Cllr Douglas	
Cllr Baker	Cllr Fitzpatrick	
Cllr Barker	Cllr Heaton	
Cllr Carr	Cllr Kilbane	
Cllr Craghill	Cllr Looker	
Cllr Cuthbertson	Cllr Melly	
Cllr D'Agorne	Cllr Musson	
Cllr Daubeney	Cllr Myers	
Cllr Fenton	Cllr Pavlovic	
Cllr Fisher	Cllr Perrett	
Cllr Hollyer	Cllr K Taylor	
Cllr Hook	Cllr Warters	
Cllr Hunter	Cllr Webb	
Cllr Mason	Cllr Wells	
Cllr Orrell		
Cllr Pearson		
Cllr Rowley		
Cllr Runciman		
Cllr Smalley		
Cllr D Taylor		
Cllr Vassie		
Cllr Waller		
Cllr Waudby		
Cllr Widdowson		
Cllr Cullwick (Lord Mayor)		
<b>26</b>	<b>16</b>	<b>0</b>

The inclusion of the reference to the Vice-Chair was declared CARRIED.

**Vote 4** – Appendix 5, Scrutiny Procedure Rules – on whether to amend the time in Paragraph 16.3 from 20 minutes to 30 minutes

<b>For</b>	<b>Against</b>	<b>Abstained</b>
Cllr Crawshaw	Cllr Aspden	Cllr D Taylor
Cllr Douglas	Cllr Ayre	
Cllr Fitzpatrick	Cllr Baker	
Cllr Heaton	Cllr Barker	
Cllr Kilbane	Cllr Carr	
Cllr Lomas	Cllr Cuthbertson	

Cllr Looker	Cllr D'Agorne	
Cllr Melly	Cllr Daubeney	
Cllr Musson	Cllr Fenton	
Cllr Myers	Cllr Fisher	
Cllr Pavlovic	Cllr Hollyer	
Cllr Perrett	Cllr Hook	
Cllr Rowley	Cllr Hunter	
Cllr K Taylor	Cllr Mason	
Cllr Warters	Cllr Orrell	
Cllr Webb	Cllr Pearson	
Cllr Wells	Cllr Runciman	
	Cllr Smalley	
	Cllr Vassie	
	Cllr Waller	
	Cllr Waudby	
	Cllr Widdowson	
	Cllr Cullwick (Lord Mayor)	
<b>17</b>	<b>24</b>	<b>1</b>

The option to amend the time to 30 minutes was declared LOST.

**Vote 5** – Appendix 5, Scrutiny Procedure Rules – on whether to include in paragraph 18.3 the sentence *'Where multiple breaches are alleged, a vote should take place in respect of each potential breach'*:

<b>For</b>	<b>Against</b>	<b>Abstained</b>
Cllr Crawshaw	Cllr Aspden	Cllr D Taylor
Cllr Douglas	Cllr Ayre	
Cllr Fitzpatrick	Cllr Baker	
Cllr Heaton	Cllr Barker	
Cllr Kilbane	Cllr Carr	
Cllr Lomas	Cllr Cuthbertson	
Cllr Looker	Cllr D'Agorne	
Cllr Melly	Cllr Daubeney	
Cllr Musson	Cllr Fenton	
Cllr Myers	Cllr Fisher	
Cllr Pavlovic	Cllr Hollyer	
Cllr Perrett	Cllr Hook	
Cllr Rowley	Cllr Hunter	
Cllr D Taylor	Cllr Mason	
Cllr K Taylor	Cllr Orrell	

Cllr Warters	Cllr Pearson	
Cllr Webb	Cllr Runciman	
Cllr Wells	Cllr Smalley	
	Cllr Vassie	
	Cllr Waller	
	Cllr Waudby	
	Cllr Widdowson	
	Cllr Cullwick (Lord Mayor)	
<b>18</b>	<b>24</b>	<b>0</b>

The option to include that sentence was declared LOST.

A named vote was then taken on the motion to adopt the revised Constitution in its entirety on 26 May 2022. The result was as follows:

<b>For</b>	<b>Against</b>	<b>Abstained</b>
Cllr Aspden	Cllr Crawshaw	
Cllr Ayre	Cllr Douglas	
Cllr Baker	Cllr Fitzpatrick	
Cllr Barker	Cllr Heaton	
Cllr Carr	Cllr Kilbane	
Cllr Craghill	Cllr Looker	
Cllr Cuthbertson	Cllr Melly	
Cllr D'Agorne	Cllr Musson	
Cllr Daubeney	Cllr Myers	
Cllr Fenton	Cllr Pavlovic	
Cllr Fisher	Cllr Perrett	
Cllr Hollyer	Cllr K Taylor	
Cllr Hook	Cllr Warters	
Cllr Hunter	Cllr Webb	
Cllr Mason	Cllr Wells	
Cllr Orrell		
Cllr Pearson		
Cllr Rowley		
Cllr Runciman		
Cllr Smalley		
Cllr D Taylor		
Cllr Vassie		
Cllr Waller		
Cllr Waudby		
Cllr Widdowson		

Cllr Cullwick (Lord Mayor)		
<b>26</b>	<b>16</b>	<b>0</b>

The motion was therefore declared CARRIED and it was

Resolved: That the revised Constitution (*incorporating the amendments agreed above*) be adopted, and implemented in full on 26 May 2022 to coincide with Annual Council.

Action Required

Make the agreed amendments to the Constitution. JB

**75. Recommendations of the Licensing & Regulatory Committee**

Cllr Orrell moved, and Cllr Looker seconded, the following recommendation contained in Minute 83 of the Licensing & Regulatory Committee meeting held on 2 March 2022 (Licensing Act 2003 - Statement of Licensing Policy and Cumulative Impact Assessment):

“Resolved: That it be recommended to Council that the Statement of Licensing Policy and Cumulative Impact Assessment be adopted. <sup>1</sup>

Reason: To meet the legislative requirements of the Licensing Act 2003.”

On being put to the vote, the recommendation was declared CARRIED and it was

Resolved: That the above recommendation be approved.

Action Required

1. Note the approval of the recommendation to adopt the Licensing Policy & Cumulative Impact Assessment and take appropriate action. JG

**76. Pay Policy 2022-2023**

Council received a report which presented the Pay Policy Statement for 2021/22.



Cllr Aspden moved, and Cllr D'Agorne seconded, the following recommendation contained in the report:

“That Council approve the Pay Policy Statement for 2022-2023.”

Reason: In order to fulfil the requirements of Section 38-43 of the Localism Act 2011 for the council to produce and publish an annual policy statement that covers a number of matters concerning the pay of the council's senior staff, principally Chief Officers and relationships with the pay of the rest of the workforce.”

On being put to the vote, the recommendation was declared CARRIED and it was

Resolved: That the above recommendation be approved.<sup>1</sup>

Cllr C Cullwick

LORD MAYOR OF YORK

*[The meeting started at 6.45 pm and concluded at 10.36 pm]*

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**City of York Council**

Resolutions and proceedings of the Meeting of the City of York Council held at The Guildhall, York on Thursday, 26 May 2022, starting at 11.00 am.

**Present:** The outgoing Lord Mayor (Cllr Christopher Cullwick) in the Chair for the first part of the meeting, the incoming Lord Mayor (Cllr David Carr) in the Chair for the second part of the meeting, and the following Councillors:

Acomb Ward

Bishopthorpe Ward

Galvin

Clifton Ward

Copmanthorpe Ward

Myers  
Wells

Dringhouses & Woodthorpe Ward

Fishergate Ward

Fenton  
Mason  
Widdowson

D'Agorne  
D Taylor

Fulford and Heslington Ward

Guildhall Ward

Aspden

Craghill  
Fitzpatrick  
Looker

Haxby & Wigginton Ward

Heworth Ward

Cuthbertson  
Hollyer  
Pearson

Douglas

Heworth Without Ward

Holgate Ward

Ayre

Melly  
K Taylor

Hull Road Ward

Huntington and New Earswick  
Ward

Norman  
Pavlovic

Orrell  
Runciman

Micklegate Ward

Osbaldwick and Derwent Ward

Baker  
Crawshaw  
Kilbane

Rawcliffe and Clifton Without Ward

Rural West York Ward

Smalley  
Waudby

Barker  
Hook

Strensall Ward

Westfield Ward

Doughty  
Fisher

Daubeney  
Hunter  
Waller

Wheldrake Ward

Vassie

Apologies for absence were received from Councillors Barnes,  
Heaton, Lomas, Musson, Perrett, Rowley, Wann, Warters and Webb.

**77. Declarations of Interest**

Members were invited to declare at this point in the meeting any pecuniary interests or other registrable interests they might have in respect of business on the agenda, if they had not already done so in advance on the Register of Interests. No interests were declared.

**78. Appointment of Lord Mayor**

Councillor Galvin moved, Councillor Looker seconded, and Council unanimously

Resolved: That Councillor David Carr Cullwick be elected Lord Mayor of the City of York for the ensuing municipal year.

**79. Qualification of Lord Mayor**

Councillor David Carr Cullwick signified Acceptance of the Office of the Lord Mayor of the City of York, subscribed the Declaration of such acceptance and took the Oath of Allegiance prescribed by the law in that behalf.

**80. Appointment of Sheriff**

Councillor Hunter moved, Councillor Dave Taylor seconded, and Council unanimously

Resolved: That Mrs Suzie Mercer be elected Sheriff of the City of York for the ensuing municipal year.

**81. Qualification of Sheriff**

Mrs Suzie Mercer made and subscribed the Declaration of Acceptance of Office of Sheriff for the City of York Council and took the Oath of Allegiance prescribed by law in that behalf.

**82. Appointment of Deputy Lord Mayor**

Councillor Carr as Lord Mayor moved, Councillor Craghill seconded, and Council unanimously

Resolved: That Councillor Christopher Cullwick be appointed Deputy Lord Mayor for the ensuing municipal year.

**83. Qualification of Deputy Lord Mayor**

Councillor Christopher Cullwick made and subscribed the Declaration of Acceptance of Office of Deputy Lord Mayor of the City of York and took the Affirmation of Allegiance prescribed by law.

**84. Under Sheriff**

The Sheriff advised Council that Gerald Neil Francis had been chosen to serve as Under Sheriff during this year of office, and thanked him for undertaking this service to the City.

**85. Vote of Thanks to Outgoing Lord Mayor and Lady Mayoress**

Councillor Orrell moved, Councillor Pavlovic seconded, and Council unanimously

Resolved: That Council express its sincere thanks to the outgoing Lord Mayor and Lady Mayoress for their services to the city during the past municipal year.

**86. Vote of Thanks to Outgoing Sheriff and Sheriff's Lady**

Councillor Aspden moved, Councillor Fitzpatrick seconded, and Council unanimously

Resolved: That Council express its sincere thanks to the outgoing Sheriff and Sheriff's Lady for their services to the city during the past municipal year.

**87. Formal Business of Council - Allocation to Seats and Appointments to the Council Structure and Other Bodies for 2022/23**

Cllr Aspden moved, and Cllr D'Agorne seconded, the recommendations in respect of allocations to seats and appointments set out in paragraph 29 of the report of the Director of Governance at pages 1-7 of the agenda papers, with reference to the annexes to that report, the revised annexes in the Agenda Supplement and the revisions circulated at the meeting (Agenda Supplement 2).

Cllr Crawshaw and Cllr Douglas then addressed the meeting and, in consequence of their comments, a separate vote was taken in respect of the recommended appointments to each of the following committees:

**Planning Committee A**

**Planning Committee B**

**Customer & Corporate Services Scrutiny Management Committee**

**Audit & Governance Committee**

On being put to the vote, the recommended appointments to the above committees were declared CARRIED in each case.

The remaining recommendations were then put to the vote and declared CARRIED and it was

Resolved: (i) That the allocation of seats be agreed in accordance with Annex A to the report.

(ii) That the nominations to committees and other bodies, as well as the nominations to Chairs and Vice-Chairs, be agreed as set out in the report and its annexes and in the supplementary papers.

(iii) That the proposed allocation of motions for consideration at Ordinary Full Council meetings for the period 2021-2023, as approved by Annual Council in 2019, be noted.

(iv) That, in respect of the changes to the Executive portfolios notified to the Monitoring Officer by the Leader of the Council in Annex B1(a), the Monitoring Officer will update the Council's Constitution accordingly.

Reason: To fulfil the Council's statutory and constitutional requirements.

Cllr David Carr

LORD MAYOR OF YORK

*[The meeting started at 11.00 am and concluded at 12.30 pm]*

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**Council****14 July 2022****Report of the Leader of the Council**

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As we enter the second half of 2022, there is great deal that has been accomplished across the city, and with this, much to be proud of – from welcoming Ukrainian refugees in our city, to communities bouncing back from the impact of the pandemic.

Of course, there is also significant work ahead and at the time of writing this report, the cost of living continues to worsen and impact on every element of life in our city. Recognising that this crisis is affecting staff, partners, residents and businesses, I would like to thank everyone for their continued work in support of our city, despite the challenges, and whilst there is much to overcome, there is also a great deal to be optimistic about here in York.

**Devolution:**

Since the Government announced that they would seek to pursue a mayoral devolution deal for York and North Yorkshire in the Levelling-Up White Paper, negotiations with ministers and civil servants have continued intensively over the past few months.

As indicated by the Government in letters sent to both myself and Cllr Carl Les, Leader of North Yorkshire, the Government see a Mayoral Combined Authority as the best form of devolution for York and North Yorkshire, a policy that is echoed by the new framework for Devolution outlined in the Levelling-Up White Paper.

I'm sure colleagues will recognise that devolution is an opportunity to deliver a real step-change in investment for our city and region, particularly when you look at the levels of funding being channelled to neighbouring combined authorities in West Yorkshire and Tees Valley. To achieve this, any deal has to be right for York and through the current negotiations, we are working hard to secure the best possible deal that the Government will offer.

The timeframe for this process is moving swiftly. If and when a deal is signed, we will consult with residents, businesses and scrutiny on the

details before the Council, including Full Council, ultimately considers the deal later in the year.

### **Ukrainian Refugee Support:**

With Putin's devastating war continuing to wreak havoc on the people of Ukraine, York has been playing its part in welcoming Ukrainian refugees in the city as they flee their homes. At the time of writing this report, York currently has just under 200 Ukrainian 'Guests' staying in the city and we expect that number to continue to rise significantly in light of the number of Sponsor matches currently approved on the Government's portal – we expect a number in excess of 300.

On arrival to York, Guests will receive a visit from council staff to help them apply for school places for children and for Universal Credit and to register with GPs, set up a bank account, etc. We provide a laptop, digital support and sim cards, bus passes and help with transport. Each Guest receives a £200 one-off payment on a preloaded card to help them with their settlement.

The Council is also co-ordinating wrap-around support alongside partners, including:

- Fortnightly Thursday drop-in at York City Church (about 190 people attending);
- Fortnightly Tuesday drop-in at Gateway Church, Acomb;
- Weekly Wednesday RAY drop-in at YSJ;
- Trauma and wellbeing support;
- Support into employment in conjunction with the Job Centre;
- Parenting support;
- Specialist CAY advice service training Ukrainians with a view to provide permanent employment as advisors;
- Parent and child sessions at York Explore;
- Health Checks;
- Accredited training for Ukrainians to become self-employed interpreters.

On top of this, we have funded City of Sanctuary to help support Sponsors and to help source accommodation. They have a database of over 400 people interested in helping. They have coordinated requests from Ukrainians wanting to come on the Homes for Ukraine scheme, linking them with potential sponsors in York.

In June, we launched the 'Our City migrant hub' which is run by local residents with lived experience of being a migrant. In partnership with York Explore and other organisations across York, the Hub is offering a multi-language signposting services in the morning and opportunities to engage with the local community in the afternoon. Every Saturday, there are various community led cultural workshops as a way to recognise that integration requires two stages: one is awareness of the British system and values, the second, raising cultural awareness of other settled communities in York. We have almost 50 bilingual volunteers who work closely in delivering these initiatives.

The Council has worked at pace to put in place a very comprehensive response, with lots of extra provision, and I would like to put on record my thanks to the staff, partners and volunteers who have undertaken this work in such a short space of time.

Looking forward, we need to be reflective and guided by the voice of our Ukrainian guests, and to recognise that sadly, Putin's war is likely to continue for the foreseeable future and thus, they will probably be staying for a long time. Therefore, we must continue to support them in their settlement and integration.

### **Financial Support for Residents:**

As mentioned earlier in my report, the deepening cost of living crisis is having a detrimental impact on residents across the city, particularly those individuals and families already facing financial hardship. In response, the Council has taken a number of steps to help local residents over the coming months.

Efforts to tackle holiday hunger and food poverty were a key priority for this administration throughout the pandemic and our immediate recovery from its impact. Despite very limited funding available, we have made repeated investment to support those children most in need of help.

In May, the Executive agreed a set of recommendations, received from Scrutiny, to help respond to the anticipated increase in the number of children claiming free school meals in York. Recommendations included allocating the remaining £43,000 in the holiday food budget to provide supermarket vouchers to families who are in need and for whom other support may be inaccessible. This is in addition to the £50,000 already

invested to provide food vouchers to families in times of need, not just in the school holidays. Other recommendations include continuing to promote the Department for Education funded Holiday Activity and Food Programme in York and continue cross-party lobbying to the government to make the scheme more flexible.

Furthermore, over £1 million was invested in our Household Support Fund to help during the cost of living crisis. Payments will be made to qualifying residents that meet the criteria of the scheme. Payments will be made in July and will include families with children which are claiming Council Tax Support, recipients of Personal Independence Payments and Disabled Living Allowance at the higher rate, and pensioners claiming CTS.

This follows on from the financial support provided through the York Financial Support Scheme, as well as the distribution of fuel vouchers and provision of Free School Meals during Easter break from the funding allocated as part of this year's budget.

Lastly, households across York have been receiving their £150 council tax rebate to help reduce the impact of national energy cost increases, following the announcement made by the Chancellor in the Spring Statement. Payments are continuing to be made and expected to be delivered to more than 48,500 households. I am sure colleagues will join me in thanking the teams behind processing these payments – a large undertaking given the small amount of time to administer.

This is clearly a very challenging time for so many, so whilst it's important for us to do what we can as a local authority to ease the burden of the cost of living crisis, Local Government cannot do it alone. I hope that serious action is taken by the Government urgently to properly address the underlying issues of the current economic challenges and I welcome continued cross-party lobbying to central Government on the issue.

### **Children Services Action Plan:**

Following the recent inspection of the Council's Children's Social Care services in March this year, intensive work has been underway to develop a new action plan to immediately improve key areas of work within Children Services.

Whilst the inspection recognised that significant investment had been put into the service and that there were a number of areas of strengths, including support provided to children and families throughout the COVID-19 pandemic and the corporate leadership's commitment to ensure that the needs of children are prioritised, the overall inspection judgement was that York 'required improvement to be good'.

The draft action plan, which has received input from colleagues at Scrutiny, sets out how improvements will be made in 7 areas of Children's Social Work. These are:

1. The consistency of written records so that they provide an accurate account of decision-making for all children;
2. The quality of assessments to ensure that they consistently inform care planning;
3. The effectiveness of social work supervision in progressing plans for children and addressing practice shortfalls;
4. The analysis of return home interviews;
5. Responses to children aged 16 and 17 who present as homeless;
6. The pace of planning for children in unregistered children's homes;
7. Children's influence and attendance at the corporate parenting board.

The majority of recommendations made by Ofsted had already been identified locally and I am pleased to report that work in these areas is already underway. Work to develop aspects of the service has been ongoing for some time and the action plan provides us with an opportunity to further refine our commitment to continuous improvement, and to demonstrate the changes that have already been implemented to achieve these goals.

The pandemic provided unprecedented challenges for children's social care, to which the service responded, and there were positive steps taken even under those considerable pressures. This draft Action Plan will help us to continue this work and further improve our services so, together, we can ensure that every child in York receives a better start in life.

### **York's bid for GBR:**

Whilst we still await the announcement of the GBR HQ shortlist from the Government, rumoured to be delayed due to the impact of nationwide rail strikes, we continue to promote and communicate the strengths of York's bid for GBR, something that has been underlined by 2 new reports highlighting the importance of York's rail sector and the opportunities the new HQ could bring.

The Council's latest Quarterly Economic Update estimates the York rail industry already has 5,200 employees and that the proportion of highly skilled jobs is larger in York than UK average levels. Our rail industry, which with York at the heart of the Yorkshire and Humber cluster, is a relatively large part of the Yorkshire economy, and larger than anywhere outside London. It has been estimated at roughly £356.3 million gross value added. Therefore, moving the GBR HQ to York could have a major impact on the local economy, and estimates the move would add £110 million to York's economy, creating 1,600 new jobs.

In a further boost to York's bid, Northern Policy Foundation has published a report which spells out a £600 million risk to the government if it "fails to learn lessons from past civil service relocations" and makes clear that "if locations are not carefully, selected moves can be disastrous".

York has already made a clear and compelling case to be the new National Headquarters for Great British Railways, and the sheer strength of our bid demonstrates what an exciting and important opportunity the new GBR headquarters represents. We will continue our work with partners and colleagues to promote York's bid and I look forward to the announcement of the shortlist.

### **Local Plan Progress:**

The Council has been notified that the next stage of Local Plan hearing sessions are set to take place this month from the 12<sup>th</sup> July, and are expected to last around three weeks. This comes after the latest round of hearings, which started on 10<sup>th</sup> May and took into account comments submitted to-date in relation to soundness, were concluded.

Being able to move to Phase 3 hearings is a promising step forward towards adopting a Local Plan for our city, in what would be the first time in 60 years. It is now crucial that we continue to build on the progress and work with the inspectors to take this plan forward to adoption.

We're confident that this is a robust and sound plan, one which will ensure York is able to deliver the housing and jobs our city needs, whilst also protecting the city's unique character, green belt and natural beauty.

### **York's new HyperHubs:**

York is now proud to be the home of one of the largest electric vehicle charging hubs in the North. The city's new electric vehicle HyperHub at Monks Cross has opened this month, following the completion of works from Northern Powergrid.

For a limited time, the new site won't be charging for electricity, in a bid to test the new technology and encourage residents and visitors to use the new site.

Both HyperHub sites contain 4 Ultra-Rapid (150kW) and 4 Rapid (50kW) vehicle chargers, helping to support the uptake of modern electric vehicles that have larger battery capacities and are capable of Ultra Rapid charging. The new Hyperhubs not only offer sustainability, convenience and speed, but are also one of the cheapest places in the UK for Rapid and Ultra Rapid charging (25 pence per kWh).

Our Electric Vehicle Charging Strategy and work with EvoEnergy are key to the success of this project. The HyperHubs are just the latest part of city wide work to support more sustainable travel and our efforts to make York cleaner and greener.

### **York Central:**

The York Central project continues to make significant progress, with a number of important milestones in the development of the York Central site reached, from establishing the York Central Partnership, of which the Council is a member, to creating the Enterprise Zone and award-winning masterplan.

Over the past few months, residents will have seen contractors on site delivering the first phase of infrastructure works, which is now complete. Having had the opportunity to visit the site and see the works taking place, it is encouraging to know that real progress is being made, something I'm sure residents and businesses have wanted to see for many years now.

Unfortunately, like so many other areas of the economy, the cost of construction has increased. The original costs of the infrastructure works were estimated and verified in 2018 and since then, we have seen rampant inflation linked to events such as Brexit, the pandemic and sadly, the war in Ukraine. With all this in mind, and given the significance of the York Central scheme, we have agreed to release £35 million of Enterprise Zone funding and enter into agreement with Homes England to contribute to the infrastructure costs. By doing so, we can maintain that crucial momentum and ensure some of the public benefits to the scheme outlined in the masterplan are delivered, such as new pedestrian and cycle routes.

### **Housing Delivery Programme:**

Over the past month, our ambitious Housing Delivery Programme has earned 2 planning awards and secured approval to build 85 new zero-carbon homes in the city.

The Planning Awards 2022 named the programme Best Housing Scheme (Fewer than 500 homes), and highly commended the scheme for the Design Excellence award. The Royal Town Planning Institute Yorkshire awarded the programme Excellence in Plan-Making, and will take forward the scheme to the national RTPI awards later this year. This is excellent recognition of the work and objectives of the Housing Delivery Programme. I would like to take this opportunity to thank all the staff who have been working on the programme for their outstanding progress and of course, the work to come.

Alongside these awards, planning permission has now been granted to build 85 energy-efficient, zero-carbon homes at the Hospital Fields Road and Ordnance Lane. At present, 40% of the homes are earmarked for a mixture of social rent and shared ownership, with grant funding now being sought to increase this further.



### **York Outer Ring Road:**

Progress continues to be made on dualling the York Outer Ring Road. We know from the consultation process that residents and city partners are squarely behind this scheme and therefore, to reduce as much delay and prolongation as possible, myself and colleagues agreed to proceed with necessary utility diversions at the last meeting of Executive.

Learning from other major projects, we know the process of diverting utilities can be a timely and costly process, so factoring this in at this early stage will be a real benefit to minimising delay and ultimately, progressing the scheme. We are looking forward to the submission of a planning application, which will signal a major next step forward for this important project. Upgrading the Ring Road provides us with an opportunity to reduce congestion and journey times and enhance pedestrian and cycle facilities, which would see car journeys move out of the city centre.

### **The Guildhall:**

It will be a great pleasure to join colleagues for our first Full Council in the newly restored Guildhall Council Chamber this month. Earlier in April, works to restore the complex were completed, with the new leaseholder, the University of York, already helping local businesses setup in the complex.

The Guildhall works began in September 2019. The refurbishment and redevelopment follows a long period where only reactive repairs were carried out; and represents the most significant investment since extensive rebuilding works after the bombing in 1942 that caused serious damage. As colleagues will see, the redevelopment of the historic buildings has seen modern elements incorporated around the historic core of the Guildhall, to secure the long-term future of the site: with high quality offices, shared business space and meeting rooms, which will also be available for community use. There will also be a new café, riverside restaurant, and new external areas with better access for local residents.

### **Levelling-Up Fund Bids:**

The Council has submitted a series of bids to the Government's Levelling-Up Fund to secure further investment in major regeneration and transport projects in the city.

The first bid was submitted for £20 million of funding to revitalise the city centre, as part of three linked projects supported by partners. This includes £10 million to deliver the new Castle and Eye of York public realm, as part of the Castle Gateway regeneration, and a further £10 million for Parliament Street and Coney Street and the Riverside Quarter developments. If successful, this funding would help us deliver new and high quality public space in the Castle Gateway area, make major improvements to Parliament Street and open up a riverside walkway, with improvements to Coney Street.

In addition to this, we have also submitted a transport bid to help deliver Haxby Railway station. This seeks to secure £5 million to support the proposed station and improve active travel links and accessibility in local communities, beyond those already included as part of the Haxby Station project proposal.

Whilst our first bid for Levelling-Up funding was unsuccessful, we were encouraged to receive positive feedback from civil servants. We have listened to the comments and will adapt our bid to give it the best possible chance, and whilst recognising that York has been placed in the lowest tier for levelling-up grants, we have a strong and compelling case.

### **Shared Prosperity Funding:**

As colleagues will know, the UK Shared Prosperity Fund will replace the European Structural Investment Funds (ESIF). Projects previously funded by the ESIF include various skills, employment and community based projects across York and the wider region. As such, we have asked officers to undertake the necessary work to unlock York's share of the investment, including engaging with partners and preparing an investment plan for the city.

The investment plan, once approved by Government, could see over £5 million shared amongst projects in the city over the next three years through various organisations in the city. The Investment Plan will

reflect the city's priorities and a partnership group will be created to ensure that a strong plan is created and submitted. We are lucky to have so many great partners and organisations across the city who make a real difference and I look forward to working with them to submit the strongest possible investment plan on behalf of the city.

### **Developing Family Hubs:**

Families in York will soon be able to access services, support and advice from a wide range of child and health professionals in newly created Family Hubs. York is one of 7 areas in the UK to be awarded the funding to develop a Family Hub model by the Department for Education.

The new hubs will deliver support services for the whole family, from conception, through a child's early years, until they are 19 years of age (or 25 if they have special educational needs and disabilities). They will include services such as midwifery, health visitors, mental health support and services for children and young people with special educational needs and disabilities - all to be provided in one place for the first time. The aim is to ensure that everyone can access the help and support they need at an early stage, tackling any issues before they escalate. Detailed proposals for the hubs will be developed in conjunction with local young people and families, and we have committed to the Family Hubs being up and running by March 2024.

This funding enables us to bring services together for the first time, providing universal support for children, young people and families in our city. A dedicated team of professionals will be drawn from a wide range of organisations to progress this work. I'd like to thank the team who put the bid together and for creating such a strong vision for the hubs.

### **Health Trainers making an impact:**

The Health Trainer service, which has helped hundreds of residents gain access to free health and wellbeing support, celebrated its first anniversary during June. Data shows that over 600 residents, aged 16 years and over, have benefited from the Health Trainers service in the past year, including:

- Roughly 400 York residents gaining support on how to quit smoking;
- And around 200 residents seeking advice on healthy eating or weight management.

Our free health training service aims to help as many residents as possible in their health and wellbeing. Whether that be stopping smoking, reducing alcohol intake or generally helping them to find groups or activities and get back into the community, there is plenty of support on offer for everyone.

### **York Pride:**

It was excellent to see communities across the city celebrate Pride Month this June. Colleagues will have seen that the city walls were illuminated in the rainbow colours of Pride and the rainbow flag was proudly on display at the Mansion House.

The council was delighted to support and see the return of York Pride a few weeks ago, the first time since 2019. Staff and councillors joined in the celebrations and the city-wide march on 18<sup>th</sup> June, as well as supporting various stalls on the Knavesmire.

It's been 50 years since the first Pride march in the UK. Recent tragic events in Oslo continue to show that we can't take progress for granted and so we must continue to take meaningful action where we can to ensure no one is discriminated because of who they are.

### **Celebrating the Platinum Jubilee:**

I know that colleagues will agree that the bank holiday weekend was a special occasion for the City, as communities across York celebrated The Queen's Platinum Jubilee and historic 70 year reign.

It was excellent to see residents and visitors enjoy the wide range of events York had to offer, from the beacon lighting ceremony, to the various street parties in local communities. York's unique connection to the Crown and the Monarch is an important part of our city's legacy, history and a great source of pride. Her Majesty is a true example of a true public servant, dedicating her life to this country, and it has been excellent to see our city celebrate her service.

**Congratulations to York City FC:**

As I'm sure everyone will know, York City Football Club were victorious in their National League North playoff final against Boston, winning by 2 goals to send the club to the National League next season. Around 7,500 fans travelled to the LNER Community Stadium to watch the match. It was a record turnout for the club in the newly built LNER Community Stadium, which was successfully built and opened in 2020 following significant investment from the Council.

I know that everyone across the city will join me in celebrating this fantastic achievement and wish the club all the best next season in what is their centenary year.

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Meeting	Executive
Date	16 June 2022
Present	Councillors Aspden (Chair), Ayre, Craghill, D'Agorne, Mason, Runciman, Smalley, Waller and Widdowson
In Attendance	Councillor Douglas
Officers Present	Ian Floyd – Chief Operating Officer Janie Berry – Director of Governance, and Monitoring Officer Debbie Mitchell – Chief Finance Officer Neil Ferris – Corporate Director of Place Jamaila Hussain – Director of Prevention & Commissioning Tracey Carter – Director of Housing, Regeneration & Economy Andy Kerr - Head of Regeneration & Economy Gary Frost – Major Transport Projects Manager John Roberts – Strategic Planning Policy Officer Sara Dilmamode – Local Plan Project Officer

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## **PART B - MATTERS REFERRED TO COUNCIL**

### **13. Capital Programme Outturn 2021/22 and Revisions to the 2022/23 - 2026/27 Programme**

[See also under Part A]

The Chief Finance Officer presented a report which set out the outturn position of the council's 2021-22 capital programme, including any under or over spends, and provided an update on the impact on future years of the programme.

An outturn of £78.220m was reported on the approved 2021/22 budget of £127.584m; an overall variation of £49.364m. This comprised requests to re-profile a net -£49.153m of schemes to future years and adjustments to schemes increasing

expenditure by a net £211k. The overall programme continued to operate within budget, due to careful management of expenditure.

Key areas of investment and outcomes were highlighted in paragraphs 2 and 3 of the report. Variances and re-profiling requests within each portfolio area were set out in Table 1 at paragraph 12 and detailed in the body of the report. These included additional costs of £4m related to completion of the Guildhall project. The report also highlighted the potential impact on major schemes and rolling programmes of increasing levels of inflation. The re-stated capital programme for 2022/23 to 2026/27 was shown in Table 3 at paragraph 97 and detailed in Annex A.

Recommended: That Council approve the re-stated 2022/23 to 2026/27 programme of £525.049m, as summarised in Table 3 at paragraph 97 of the report and detailed in Annex A.

Reason: to enable the effective management and monitoring of the Council's capital programme.

Cllr K Aspden, Chair

[The meeting started at 5.30 pm and finished at 7.22 pm].



Council

14 July 2022

**Report of the Deputy Leader of the Council**

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**Bus Service Improvement Plan (BSIP) Funding:**

I am very pleased to report that the City of York has been given an indicative award of £17.36 million over three years to support the development of key bus schemes and initiatives across the city. While our bus services still face significant challenges with the withdrawal of government covid funding at the end of September, driver shortages and rising fuel costs we are far better placed than councils that failed to secure BSIP funding.

At the end of last year, we submitted our bid to the Government to help make major improvements to bus provision across the city. These plans were outlined in our Bus Service Improvement Plan (BSIP), a document required by the Dft following the publication of National Bus Strategy in March last year.

The BSIP sets out a vision to help improve York's bus network, aiming to make it more inclusive, accessible, attractive and welcoming. Key objectives within the plan include:

- Improving the frequency and punctuality of bus services and supporting the reintroduction of park and ride services from Poppleton Bar following its use as a COVID-19 testing centre;
- Better, cheaper tickets for young people, and better tickets which are valid for travel on all bus services in York;
- Completing the electrification of York's bus fleet, building on the 33 electric buses already operating in the city;
- Providing bus priorities and supporting rapid bus services to new developments around York;
- Upgrading York's Park and Ride network, allowing it to support a wider range of bus services, providing a secure overnight parking option at some sites and refurbishing the two oldest sites, at Rawcliffe Bar and Grimston Bar.

We are now in the process of finalising details with the DfT to confirm the funding. This includes providing all the necessary paperwork, detailing the new arrangements for the creation of an Enhanced Bus Partnership, which will manage the funding and oversee improvements

to services across the city. This will be the successor to the longstanding Quality Bus Partnership which has been the basis for working with local operators over the past 20 years.

With rising fuel costs and the impacts of the climate emergency becoming ever clearer, the importance of high-quality public transport has never been more significant. I look forward to improving public transport and building a resilient operational model across the city for years to come.

### **ZEBRA Funding:**

In addition to the £17 million received via the BSIP, York has also been awarded over £8.4 million to support the purchase of 44 fully electric buses. This is one of the key sustainable transport schemes and initiatives which the council wants to deliver as part of decarbonising transport and boosting our city centre Clean Air Zone.

The DfT announced the funding at the end of March following a successful multi-million pound bid to the Government's Zero Emission Bus Regional Area (ZEBRA) scheme to further support the roll-out of zero-emission buses in York, where 33 double deck electric buses already operate on the city's Park & Ride service.

The ZEBRA bid also brings significant investment in York from FirstGroup, with First pledging £10m towards the new buses, alongside the DfT's £8.4 million. The new single and double deck buses will be used on First's routes 1, 4, 5, 6, the Hospital Shuttle Bus and Park and Ride route 2.

This investment is hugely important to achieving the city's carbon reduction goals, whilst also supporting public transport access to new development set out in the Local Plan.

### **A new Haxby Station:**

Over recent weeks, the council has been asking residents for their views on the initial plans, designs and use of the proposed new station in Haxby, ahead of the funding bid being submitted to Government. In addition to the online survey, a number of in-person drop-in events were held in Haxby and Strensall, and officers gave updates to parish council meetings and provided paper copies of the consultation to get as wide a range of views as possible.

Following the consultation, over 1,000 responses have been received backing the proposed railway station in Haxby. Over 80% of respondents supported the administration's proposals to build a new station in Haxby and 83% said they would use it. Officers are currently working to fully analyse all the comments and responses to the consultation. An initial summary of the findings shows:

- 1,200 people participated in the consultation;
- 81% of participants support the station proposal;
- 83% of respondents say that they would use Haxby station, to one extent or another;
- 78% said that they would use the station for leisure travel (for example, shopping; visiting families), 66% would use it as part of longer distance journeys (such as for journeys to London and Manchester Airport), 33% would use the station as part of their daily commute;
- 65% of respondents said that opening a station in Haxby meant that they would not need to use their car as much; 53% said that they would be able to access Manchester Airport via rail;
- 70% said that they would be more likely to visit Leeds due to a new station in Haxby, 64% said York city centre and 63% said that they'd be more likely to visit Scarborough.

It is encouraging to see such large local support for Haxby Station and that so many felt a station in Haxby would mean they don't need to use the car as much. Design work on the new station is progressing prior to submission of commencing the pre-application planning process. The design will provide a fully accessible station and will incorporate sustainable access provision to the station. This is just one example of the many benefits a new station would bring. Our focus now is to ensure those responses form part of our funding bid for Government to bring trains back serving Haxby for the first time since 1930.

### **Our Big Conversation:**

Our Big Conversation, the Council's city-wide consultation about some of the biggest challenges and opportunities facing York, has launched its next phase as we seek views from residents and businesses on the three major developing strategies for the city – climate change, the economy and health and wellbeing.

Just like previous phases, the responses we receive through Our Big Conversation will shape the final development of the Economic Strategy and Climate Change Strategy, which will be taken to Executive for approval in October 2022, and the Health and Wellbeing Strategy that will be approved at September's Health and Wellbeing Board.

We want to make sure that our plans for the city take account of the varied ways that people want to be able to live, work, do business and relax in York. We want to know what changes people expect to make living sustainably an attractive choice, and better understand how they want us to respond to the local and global challenges of the next decade. Alongside these key strategies we are bringing forward the draft Local Transport Strategy to underpin the transport elements of these strategies and help to determine the infrastructure requirements of the Local Plan.

### **Digital Respark:**

Following the process of market engagement, procurement and implementation, colleagues will know that a new Parking IT system, Taranto, was introduced and went live in September 2021. This move was needed due to the fact that the old system was life expired and crucially, did not meet IT security compliance.

The new system also offered the opportunity for the majority of users to move to the online platform, in line with the Council's efficiency approach to customer contacts. However, it was always anticipated that some residents or customers would not be able to use an online process and therefore, an offline process was created for those people who could not use the online system and we are working to provide the necessary support for such residents, businesses and relatives or carers.

As often experienced when introducing and embedding new IT systems, a number of issues have been identified in terms of the user experience, particularly around the ability of users to create and manage permits, as well as complete transactions.

In response, we have been in continuous contact with the System Supplier to secure IT system support to the council and ensure the system is without error and available 24/7. Additional internal support from the Council's own ICT team has been deployed to help resolve technical issues between systems.

From mid-September to mid-March, the first 6 months of the system being live, 3,558 permits have had officer intervention and 13,602 permits have not had intervention. The reality is that some online customers will need more support than others. The Contact Centre and Business Support will always need to continue to support some customers who are online, and they are reporting that contacts are now back to the same levels as before the system was introduced.

Looking forward, we will continue to ensure that IT support is in place for the integration and usability of the new system. We will continue to keep progress under review, particularly after September when the system will have been in place for a year and all existing permit holders will be renewing within the new system. A provisional plan for Economy and Place cross party scrutiny expects to review the whole issue in November this year.

### **Active Travel Programme**

While there have been delays in delivery of some of the ATF2 schemes for which £600k funding was approved in Nov 2020, in Mar 2022 the DfT approved a further £350k ATF3 funding: £150k to upgrade city centre cycle parking and £200k to improve conditions for walking and cycling in the vicinity of Clifton Primary and Badger Hill Primary schools – both schools where Sustrans did work with staff, parents and children in 2021 focussed on sustainable travel to school. A similar 'People Streets initiative at Carr Junior school (with some funding from ATF2) has recently concluded local consultation. All of the above, together with the outcome of design feasibility work on some of the ATF2 schemes will be coming to the Jul 19th Executive Member for Transport Decision Session, papers for which will be published by the time of full council meeting. As with many highways construction schemes at present, cost increases are presenting significant challenges which officers are working through to recommend the most cost effective use of the grant funding in order to meet our sustainable transport objectives.

### **Clean Air Day 2022:**

I was pleased that we continued our support of national Clean Air Day earlier this month. Every year, air pollution causes up to 36,000 deaths in the UK and the World Health Organisation and Government recognise that air pollution is the largest environmental health risk faced today. To support the campaign, a number of free resources were made available to schools, businesses and healthcare services, including

information and material on our anti-idling campaign, which continues the health message about vehicle emissions which shouldn't really be needed given the current high costs of diesel and petrol!

Signposting was also provided to the council's iTravel website, which contains lots of ideas for healthy active travel, lists groups in and around York that organise led walks, and provides information for schools about how to boost walking or cycling on the school run. Making the choice to walk cycle or scoot for short distance trips, instead of driving, has many positive benefits, including improving local air quality and bettering people's physical and mental health for all those who are able to do so. I would like to pay tribute to the regular work of the itravel team, road safety team and cycle trainers who work across the city with schools and businesses to promote healthy active travel, bus use and car sharing, helping to reduce pressure on school/ workplace parking, school gates danger and long term ill health caused by sedentary lifestyles.

### **Delivering Zero Carbon Homes:**

The Council has recently contracted Caddick Construction to build the council's first ever zero carbon homes. Contracts have been signed to build 112 certified Passivhaus homes as part of the council's ambitious Housing Delivery Programme.

These first zero carbon homes will be built on sites at Duncombe Barracks and Burnholme. Local residents have helped co-design the projects alongside the council's Stirling Prize-winning architects, Mikhail Riches. As much of the homes' construction will take place off-site, neighbours will find less on-site activity than on conventional builds.

Duncombe Barracks' neighbours and local residents were invited to meet Caddick's and the council's development teams in June, so they could meet team members and have the opportunity to ask questions about the building schedule and the techniques that will be used ahead of construction starting on site this month. A similar event will be organised at Burnholme later this year.

As part of this work, 30 new jobs will be created, 22 work placements and a programme of training and development for 14 to 19 year olds. Besides aiming to source 70% of their subcontractors and suppliers within 30 miles of the site, they will offer training on site through apprenticeships, traineeships, and higher qualifications for new and existing staff. Working with York College, York Apprenticeship Hub and

Job Centre Plus, they will support the development of Green Skills in the supply chain. Caddick's team will do this by taking part in local construction industry skills forums, engaging with local trades and construction firms, and contributing to construction training content.

Planning permission was recently granted for the new Ordnance Lane development which will not only feature new Passivhaus inter-generational homes but also the retrofitting of the original 'Married Quarters' block and some new commercial and workspace close to the Fulford Rd frontage.

Our work to deliver Passivhaus homes is an integral part of our efforts to tackle climate change, reduce energy bills for residents and crucially, inspire other developers and builders to be equally progressive and carbon-conscious. The high-quality, highly energy efficient homes Caddick will build are a significant step forward for housing in York, whilst also creating at least 40% affordable housing in the new developments.

### **Apprenticeship Support:**

The Council's Apprenticeship team has been working to encourage local businesses access help and support in taking on apprentices this September.

Apprenticeships continue to play a significant role in supporting the city's economic recovery from the COVID-19 pandemic, with 730 new apprenticeships started in York from June 2021 to January 2022. A total of 79 of these were in the council and local authority-maintained schools, which is an increase of 49% in the last six months. We have also agreed support for 27 apprentices in nine other organisations across the city, committing £160,000 of support through the Apprenticeship Levy Scheme.

This national initiative enables larger employers to transfer unspent apprenticeship levy onto other businesses or partner organisations, enabling the funding to remain local, benefitting smaller organisations and enhancing the pool of skilled workers in the city.

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## **Executive Member for Culture, Leisure & Communities Update to Council July 2022**

### **Refugees, Migrants and Asylum Seekers**

York currently has around 215 Guests and we expect that number to rise to around 300 based on the current number of visa approvals.

Guests when they arrive get a visit from a member of the team to help them apply for school places for children and for Universal Credit and to register with GPs, set up a bank account, etc. We provide a laptop, digital support and sim cards, bus passes and help with transport. Each Guest receives the £200 one-off payment on a preloaded card.

We are co-ordinating with partners to provide the “wrap-around” support that we are required to provide. Examples of this include:

- Fortnightly Thursday drop-in at York City Church (about 190 people attending)
- Fortnightly Tuesday drop-in at Gateway Church Acomb
- Weekly Wednesday RAY drop-in at YSJ
- A comprehensive and coordinated ESOL response
- Trauma and wellbeing support
- Support into employment in coordination with the Job Centre – a lot of employment has been offered
- Parenting support
- Specialist CAY advice service training Ukrainians with a view to provide permanent employment as advisors
- Parent and child sessions at York Explore
- Health Checks
- Accredited training for Ukrainians to become self-employer interpreters
- Several businesses and organisations offering opportunities to get out of the house and explore
- RAY youth project
- Support to set up enterprises through an outreach worker in partnership with YREN

There are also many other community support initiatives and activities.

City of York Council also provide support to Sponsors, for example through peer support and webinars and providing a Ukrainian Culture and Conversation Class via York Learning.

Support has been provided to schools to help them integrate Ukrainian children effectively.

City of York Council have funded City of Sanctuary to help support Sponsors and to help source accommodation. They have a database of over 400 people interested in helping. They have coordinated requests from Ukrainians wanting to come on the HfU scheme linking them with potential sponsors in York. This aspect is now reducing as the number of potential sponsors is drying up and we also recognise as a city that we are reaching the limit of manageable numbers.

A local Welcome Pack/Guidance is also on the York City of Sanctuary website. Here you can find out more about the employment support offered by DWP, Migration Yorkshire or refugee council, English classes offered by York Learning and the universities, mental health support offered by York Mind or just a social space to meet which is offered by various organisation in York such as City Church or RAY.

### **Next Phase**

We have worked rapidly to put in place a very comprehensive and effective emergency response with lots of extra provision. In the next phase we will need to be guided by the voice of our Ukrainian guests with regard to their needs and to recognise that they will probably be staying for some considerable time and therefore we need to focus more on integration.

Ongoing accommodation is going to become a big issue. Many Sponsors and Guests are naturally beginning to think about the future. Sponsors offered emergency accommodation and will not want the arrangement to go on indefinitely. A small number of placements have come to an end prematurely and we have moved quickly to find a new Sponsor for the Guests.

We will develop a range of options for Guests. City of Sanctuary are doing an excellent job in encouraging landlords to come forward with properties to let at the Local Housing Allowance rate. This enables families to have their own accommodation that will be affordable for them longer-term and provides one of the key options for the future. The

Housing Team have offered to manage these properties through Yorhome if landlords wish.

Clearly, however, it will be difficult to house 300 people in the private rented sector at the LHA. More formal lodging arrangements will be another option. We expect there to be further government guidance on this at some point.

The HfU scheme has been extended to unaccompanied minors. This is a concerning development but we will take all necessary steps to ensure safe and successful placements should we receive any unaccompanied minors.

### **Our City Hub**

In June, the Our City migrant hub was launched. This is run by local residents with lived experience of being a migrant. In partnership with York Explore and other organisations across York, it offers a multi-language signposting services in the morning and opportunities to engage with the local community in the afternoon. Every Saturday there are various community led cultural workshops as a way to recognising that integration requires two stages: one is awareness of the British system and values, the second, raising cultural awareness of other settled communities in York, their system and values. We have almost 50 bilingual volunteers who work closely in delivering community initiatives.

Two upcoming events will focus on celebrating diversity and recognising that we have more things in common than we think. 31st July is Friendship Day whilst 27th August is our opportunity to celebrate Ukrainian Independence Day and formally launch the Ukrainian Association in York. This one of many initiatives to support the newly arrived communities. The two Ukrainian hub coordinators are supporting the delivery of other initiatives such as Family Conversations classes (An English cup of tea with Iryna) whilst attending the Chinese Calligraphy session with Ting Ting.

The launch of the hub followed the very successful first Our City Festival at the end of March held at York Explore.





## **Council of Sanctuary Plan**

The Council of Sanctuary plan is in development with our partners. After a final consultation event on 21 July it will come to the Executive.

## **Asylum Accommodation Dispersal**

From 1 April, all local authorities are to be included in the asylum dispersal arrangements in order to move to a fairer distribution of asylum seekers. The government's aim is to cease using hotels (we have heard this multiple times before). We understand that York will be asked to accommodate some asylum seekers. The contract to procure accommodation, which will be in the private rented sector, is with Mears. Government funding will be available to local authorities at the rate of £3,500 per person to commission support from within the VCSE to support individuals and we will work with Mears to make sure that supportive arrangements are put in place for any individuals who are placed in York.

With regard to Linton-on-Ouse proposals, once the final proposals are announced by government, a multi-agency group will be stood up including key organisations and agencies in York to plan to deal with the implications and impacts.

## **Volunteering**

From 1 June 21 to 31 May 22, an estimated 20,085 individuals have used the York CVS Volunteer Centre website. Supported with CYC funding, the centre has promoted 252 volunteering opportunities for 120 different organisations. It has provided advice to 272 organisations on all matters related to volunteering.

Within the council, the Environment and Community Officers continue to mobilise volunteers across a wide range of projects in the public realm, whilst the Communities and Prevention team have had 228 active volunteers over the last 12 months delivering 6,496 hours in areas such as providing one-to-one mentoring support to vulnerable young people and parents.

Beyond the Council, York Cares volunteers supported 23 Team Challenge sites across the city in 2021, giving a total of 2,139 hours in partnership with 84 community partners including schools, Independent Living Communities and local charities in the city.

The University of York impact of student volunteering metrics for 2020-21 show 1,190 volunteer opportunities adding up to 27,087 volunteering hours. Students again focussed their impact linked to volunteering strategy city priorities around health and wellbeing, loneliness and isolation, and young people fulfilling their potential. The awards ceremony took place in the Guildhall last week, celebrating the achievement, commitment and lasting impact of student volunteers with charities and the wider community.

Participants from City of York Council Duke of Edinburgh Award Centre dedicated 7,592 hours to volunteering between April 2021 and March 2022, with a social value of £35,075.

### **Community Centres**

As part of the council's role out of community hubs, the Good Place Network was launched on Tuesday 26 April, bringing together those community champions who are operating York's community venues and community hub sessions. Andy Pope from Choose 2 Youth spoke about the success of the new Clifton Community Hall and Café at Marjorie Waite Court, as well as updated on funding and work to get ready to welcome Ukrainian families through the doors. This was an excellent catch-up session with some truly inspirational leaders who are doing fantastic community delivery.

### **Leisure and Sport**

Stadium & New Leisure Centre:

The LNER Community Stadium (capacity 8,500) opened its doors and held its first fixture in May 2021. Since then, the Stadium Management Company has delivered match day operations for York City Football Club, York City Knights, Leeds United and Hull City – and will have hosted in excess of 70 fixtures in its first year alone. We look forward to being an official host for the Rugby League World Cup 2021 later in November this year, with York hosting five clubs including the men's and women's New Zealand teams as well as women teams from; Australia, Cook Islands and France.

As a community stadium, the concept of co-location partners to maximise use and create a vibrant community facility remains at the heart of the vision for the stadium with partners including York &

Scarborough Teaching Hospitals NHS Foundation Trust using the hospitality lounges on a daily basis to train nurses, doctors and support staff, whilst delivering multiple clinics from the first floor. The library and café create a welcoming hub, with access to the two professional sports club shops and offices. York Against Cancer's new office and shop are also working well as part of the stadium complex.

Looking forward, we want to bring the York community into the Stadium so that they can experience the outstanding facilities on their doorstep for themselves. Our longer-term strategic intention is to position the LNER Community Stadium as the Region's Leading Community Sports Stadium offering access, high quality facilities and outstanding operational support to a wide range of elite and community sporting events whilst continuing to deliver high quality match day operations for York City Football Club and York City Knights.

York Leisure Centre which opened its doors in early 2021, and accessed via the LNER Community Stadium community hub has been well received by local residents with over 20,000 visits per month on average since opening. Greenwich Leisure Limited (GLL) who operate all the Councils leisure facilities have been very creative in programming the new facilities.

**Sports Hall:** Initially used as a Covid Testing Centre, the sports hall continues to be well used by local sports clubs, school groups and racquet sports customers.

**Swimming Pools:** Three Swimming Pools including a Toddlers' Splash Pool with interactive play equipment such as water jets and a small slide. The leisure centre currently teaches over 670 children to swim every week from the ages of 3 months and up. Other users of the swimming pools include local swimming clubs, and school swimming lesson hire.

**Clip 'n' Climb Arena.** The Clip 'n' Climb arena has proven to be a family favourite, and recently won Little Vikings Award for the best 'Active Class' in York. Little Vikings Awards is the only awards scheme to reward the very best of family-friendly York, from the best family-friendly attractions in York to the best days out, tours, birthday parties, classes and places to eat. The Arena hosts 6 birthday party's a week as well as private bookings for local Scout Groups and Schools.



Gym and Studios: over 50 classes per week, and 2000 members. GLL's GP referral scheme 'Healthwise' continues to grow each month with 150 members, as well as guided gym sessions, Healthwise members can also attend general and specialist exercise classes such as chair based exercise, Cancer support classes and weight management. 130 Junior members, which includes junior gym sessions, swimming and racquet sports.

These are just a few examples that demonstrate that when we provide modern, first class facilities York residents step up and use them. The final addition to the site this year has been a free to access play park.



Community Sports Development Team:

The last two years of COVID response has seen the team continue to advise sports clubs when they could and could not operate, using national roadmap guidance to advise community sports clubs and freelance instructors about restrictions and the re-opening of their activities.

The last year has seen York's participation figures for the city plateau despite the efforts the team has put in to maintain and support voluntary and community sector leisure providers. In April 2022, we received Active Lives Data for November 2020 – November 2021 showing those who are Active, achieving Chief Medical Officer Guidelines of 150+ minutes a week, to be 66.53% compared to 66.71% previously, and the Inactive, those doing less than 30 minutes a week, has gone up slightly from 21.65% to 24.18%. This is the area of work the team will focus on within the coming year, as this is the area where the most health benefits are achieved.

The Rugby League World Cup event planning has started back after being the postponement from 2021. This has involved working with the

four community clubs, Make it York, York City Knights, Masters Rugby League and host venues, to pull together a programme of junior festivals and masters Rugby League opportunities leading up to the Women's four doubleheader matches starting on 2 November 2022 at the LNER Community Stadium. We are also in the design phase of the new Westfield Multi-Use Games Area to be reinstated at York Acorn Amateur Rugby League Football Club before we continue to consult the local community and submit for planning approval later in the year.

The Sport and Active Leisure Small Grant scheme has provided the following in July 21:

*Burnholme badminton Club - £447 towards reduced cost membership for 3 individuals identified through social prescribers and equipment for them.*

*Drifters Netball Club - £512 for equipment and coaching.*

*Heslington Cricket Club - £512 for a 2-lane all weather practice net.*

*Heslington Football Club - £512 for coaching course and equipment.*

*Melbourne CIC - £512 for boccia, health walk, Zumba/dance, rugby and circuit session and a mental health course.*

*New Earswick Sports Club - £500 for expansion of the gym.*

*Rowntree Park Tennis Club - £262 part funding towards steel storage box and mental health course.*

*Rufforth Tennis Club - £512 for junior sessions at reduced cost and mental health course.*

*Bishopthorpe White Rose Football Club - £512 for health and safety equipment.*

*Wigginton Petanque Club - £512 for health and safety equipment.*

*Wigginton Squash Club - £512 for a treadmill and mental health course.*

*Wigginton Tennis Club - £512 to expand the disability programme and mental health course.*

*York Canoe Club - £512 for new buoyancy aids and the Mental Health Course.*

*City of York Hockey Club - £512 for additional coaching sessions and the Mental Health Course.*

*York Minxsters - £512 for coaching and the Mental Health Course.*

*York RI Netball - £381 for Netball posts and the Mental Health Course.*

*York RI RUFC - £512 for First Aid to volunteer coaches and the Mental Health Course.*

*York Burton Lane Club - £1,012 for new sports equipment, improvements to the building, coaching opportunities and travelling costs and the Mental Health Course.*

The Sport and Active Leisure Small Grant scheme has provided the following in October 21:

*Clifton Alliance Cricket Club - £512 for new kit for the girl's team, including playing equipment.*

*Haxby Town Football Club - £512 for FA level 1 for 3 coaches.*

*Open Country - £512 for and maintenance of their fleet of bikes.*

*Wigginton and Haxby Table Tennis Club - £397 to improve the skills of the coach, facility hire and equipment.*

*York City Knights Foundation - £512 subsidising NGB approved coach education courses.*

*York Croquet Club - £512 for new croquet balls and a new gazebo.*

*York Gaelic Football Club - £512 towards equipment and cost of running the club.*

*YorNetball League - £512 for: an England Netball coaching course, to purchase equipment for training sessions such as bibs and balls, and to subsidise the cost of uniform. 3981*

The Executive (on 21 April 2022) adopted the final draft of the York Physical Activity and Sport Strategy 2022-32. The Strategy focuses on reducing sedentary behaviour and encouraging good habits from childhood, and has been designed to align with other council strategies. Its development has included engagement with residents via consultation and input from relevant partners. The Active York Partnership steering group will take responsibility for delivering the Strategy and overseeing its governance. A sub group of the partnership

has this year brought back the Active York Sports Awards and after a record entry of nominations, the 2022 York Sports Awards were held on 30<sup>th</sup> June. The judges included Keith Morris, Chair of the judges and Chair of Active York, Clint Goodchild, Owner and Chair of York City Knights; Paula Stainton Foundation Manager York City Foundation; Paul Ramskill, Community Sports Development Officer at the City of York Council and Sharon Shortle from BBC Radio York and they determined the 46 finalists across the 16 different awards. Congratulations to the winners and all nominees - it was a pleasure to attend and present the Outstanding Contribution Award to Yvette Shepherd (with Kirsty Parr and Andy Snell both receiving Highly Commended).



Over the last year, Sport and Active Leisure officers have commented on a wide range of large development planning applications. These will deliver potential S106 funding for sports facilities totalling £1,017,614.

As part the Commonwealth Games Queen's Baton Relay, we have developed a Primary School's event "13 July" which will see 600 pupils take part in a morning of multi-sport coaching delivered by community sports clubs at York St John Sports Park, Haxby Road. This will also combine with the baton bearer and a mass dance flash mob to celebrate the Queen's Platinum Jubilee and Commonwealth Year.

## **Libraries**

Explore York continue to excel in their delivery of the library and archives service on behalf of City of York Council.

Explore have recently submitted their bid to become an Arts Council England National Portfolio Organisation (ACE NPO). This is a highly competitive and time-consuming process, but being invited to apply highlights again the quality of the services they provide and positive social impact across the city and beyond.

My congratulations again to two Explore employees received honours from the Queen; outgoing CEO Fiona Williams received a British Empire Medal and Barbara Swinn – Head of Strategy and Engagement also received her British Empire Medal in person from the Lord-Lieutenant of North Yorkshire. This May saw the retirement of Fiona Williams as CEO of York Explore. We all wish Fiona the best of luck with her future endeavours and sincerely thank her for her enormous contribution to Explore and the city.

### Future Libraries Investment Programme

#### Haxby & Wigginton Library

Construction works have begun to bring a much-needed new library to the local community in Haxby and Wigginton, with the arrival of diggers in recent weeks.

City of York Council, Explore Libraries and Haxby & Wigginton Youth and Community Association are working together to co-locate a new library at Oaken Grove Community Centre. The new facility will replace the old library in Haxby, which was closed in 2016 on the grounds of public safety.

Oaken Grove centre has now closed and relocation plans are being implemented for OG and Explore activities. Contractor (Parkinson's) appointed and started works on site 13 June, with works scheduled to last 15 weeks. Current working aim is for new Haxby & Wigginton library to be operational by 10 October 2022. £50k has been secured for the addition of a changing place via central government funding.

Key features of the new library include:

- A new extension to the side of the community centre which will house the new library and reading café at the front of the building, with the community rooms for hire to the rear.
- A new central entrance with improved storage space for pushchairs and buggies leading into a central café and seating area for all to enjoy.
- A children's and adult library, with new shelving, nooks and crannies for children to explore, a separate area for teenagers, PCs available for use by residents, and 10,000 books to borrow.
- A new kitchen to support the new reading café offering barista style coffee options, snacks and able to offer hot meals for specific events or if demand requires.
- An outdoor terrace area will provide space to read a book or enjoy the peaceful garden.
- Extended free public Wi-Fi.
- Improvements to the fabric and energy efficiency of the building with enhanced insulation, LED lighting throughout, new gutters and fascia, new aluminium double glazed windows to enhance the appearance and reduce future maintenance costs.
- Refurbished toilets to reflect the rest of the new build.
- A new more efficient heating system for the building.
- Reconfiguration and refurbishment of the existing community rooms with new acoustic dividing walls to improve the flexibility of use, new floor coverings and decoration.
- Two newly marked disabled bays in the car park.
- New covered cycle shelter.



### Clifton Library Learning Centre

Executive agreed this January to approve a £5.3m vision to create a new Library Learning Centre at the former Clifton Without Junior School, off Rawcliffe Drive.

Explore, the Council's library partner, has led the conversation about the new library for the Clifton, Clifton Without and Rawcliffe communities. Thank you to all who responded and fed their views into the consultations. The first engagements in July and September 2021 found that 90% of residents liked the proposal to move our library to the new site (from 277 responses). The second stage of consultation, held in November and December 2021, shared the first detailed plans based on the first stage feedback and found that 84% of respondents supported the overall design proposal.

The Council have confirmed that throughout the whole build, the current much-loved library on Rawcliffe Lane will remain open, meaning no disruption to local library services.

Phase 4 detailed stakeholder engagement by Explore has commenced late May. Several Explore sessions held with a draft Explore findings. The planning application validated 28 March and live on planning portal for public to view. The current aim is to start main works from early 2023.

Our thanks continue to go to partners, stakeholders and local residents for their continued engagement in this exciting project.

### Acomb Library Learning Centre

As part of an initial outline feasibility study the Project Team assessed alternative sites in and around the area for a new Acomb Library Learning Centre but concluded the current Library site was best placed to deliver the Vision and any future expansion.

Acomb was the very first Library Learning Centre, opened in 2007 after a £500k investment to include a café and create new flexible spaces, therefore it already has the core Explore vision at its heart.

It has also recently benefited from over £110k investment on replacing a large part of the main roof. There is now the potential to develop and improve the current building, further enhancing the offer to local residents. Explore will soon engage with local residents, seeking their views and ambitions for the Explore Centre to influence the next stages of its development. A benefit of the existing Acomb site is the 1265m<sup>2</sup> of vacant land to the rear of the existing Acomb Library that previously was allocated for future development alongside Acomb Library. This additional land has most recently been used as a construction compound for a neighbouring residential development which has now been completed. Further feasibility work for this additional piece of land at Acomb was commissioned at the next stage and to look at options to develop an additional community garden on the site. This work has been completed and no ground-related 'showstoppers' have been identified, however several ground-related constraints require further consideration.

Explore are already looking at some potential early wins such as closer working with other services, e.g. CYC housing teams.

### **York Learning**



I have approved a new draft strategy which is out for consultation till the end of this month.

York Learning have been working hard to build new partnerships over this last 18 months to support this new strategy particularly related to their wider community learning programmes. This will complement their accredited programmes which focus on building skills development in English, Maths, Digital Skills, ESOL and Family Learning at all levels and working with those most disadvantaged and furthest away from the job market.

A draft plan has been submitted to the DfE in respect of Multiply (Maths) funding for around £740k over a 3-year period. This will allow York Learning to re-engage residents around numeracy through a range of topics and initiatives. Activities ran will not replicate existing provision and are not aimed at achieving qualifications but will fill gaps and build confidence in residents' numeracy ability. A large range of different providers in York are being invited to a consultation event being organised alongside partners in North Yorkshire Adult Learning Service.

Returning to face-to-face learning in this academic year has seen learners come back in person particularly in lower level skill courses and wellbeing classes. Learners and tutors are glad to be back, meeting people and engaging outside of their homes.

ESOL provision has expanded exponentially over the last year with refugees and migrants especially from Syria, Afghanistan, Hong Kong and recently Ukraine. The service has created a base at York City Church (The Citadel) and is working with partners including Refugee Action York, City of Sanctuary, the Universities and Migration Yorkshire to provide signposting, Information Advice and Guidance sessions which includes skills and careers guidance. Childcare is provided alongside the ESOL programme. Working with the teams we are currently creating a course to be facilitated by a Ukrainian on their language and culture to support host families, employers, professionals, etc.

York Learning have held their prices for next year due to the current economic situation. This will need to be closely monitored as costs are increasing.

Community Art and Wellbeing projects have continued into this year with 'Flight' and residents and various organisations have contributed 'birds' created out of recycled materials to pull together a mural being displayed

at York Explore from Friday the 1st of July. York Learning have worked with a wide variety of different organisations including; Foss Park Acute Mental Health Hospital, York Hospital Renal ward, Amitola Care Homes (adults with mental health and learning difficulties), York Art Gallery, St Nicks; Derwenthorpe Crafts Group, Door 84.

York Learning have again helped bring all local providers together to re-launch Adult Learning in York Week which started on Monday 25th June. Engagement with the offer has been well received by all and finishes with an Information Event at York College

### **Community Covenant**

Once again we raised the flag for Armed Forces Day last month:



Our participation in Armed Forces Day is an important part of our commitment as a city to the Armed Forces Community Covenant. I am delighted that the city is continuing its close partnership with our armed forces community and that a number of new initiatives are springing from

that to the benefit especially of our veterans. The breakfast clubs and city centre drop-in that we have started are prime examples of this.

On Tuesday 14<sup>th</sup> June the city marked the 40th anniversary of the end of the Falklands War. As part of the regular 'armed forces drop-in', we joined Falklands Veterans, the wider Armed Forces Community and the civic party for a memorial service including a two minute silence and wreath laying. The city's thanks go to Councillor Martin Rowley BEM for pulling the event together and his continued advocacy of York's Armed Forces Community.



This month sees the retirement of Ian Cartwright as City of York Council's Armed Forces Community Covenant Officer. Ian has been instrumental in transforming the provision and support for the Armed Forces Community across the council and city. His work included City of York Council receiving the Gold Award in the Government's Employer Recognition Scheme for its work to support council staff who are reservists or cadet force volunteers, as well as veterans and their spouses who apply for job interviews. At the time (2019) the authority

was only the seventh employer in the whole of the Yorkshire and Humber region to have won the award.

Our thanks go to him for his tireless work in leading this agenda. I'm pleased that the recruitment for a new Community Covenant Officer has been successful. Thank you Ian.



## **Equalities**

Discussions between the Council and the York Human Rights City Network continue with regard to assessing and developing human rights infrastructure in the city. We recognise the need for reform and we thank YHRCN for their engagement with this, including their six point plan.

The council is committed to increasing officer capacity to support Equalities and Human Rights in the City. This has been demonstrated through the permanent funding of the new Access Officer role. The existing Assistant Director for Communities has these priorities at the heart of his role and skills in this area will be recruited to when his vacancy is advertised to create high level capacity at what is a third tier role (as the Director sits on the Corporate Management Team). We are

looking at solutions for creating a further dedicated equalities and human rights role and this will be a priority for the new Assistant Director when appointed. The Communities Team do not work in isolation, however, and the re Head of Policy & Strategy and Head of HR are both involved in developing plans to strengthen the council's approach to equalities and Human Rights. Equalities and Human Rights matters are now monitored by both CMT and the Resilient Communities Strategy Group chaired by Jamaila Hussein.

It should be recognised that no one single group, board or structure can meet all the needs and that we should consider structures that provide for the following:

- Tackling the issues raised within the York Human Rights City Indicator Report and reporting back on progress
- Providing strategic direction for the Council's human rights and equalities work, increasing knowledge and awareness amongst officers and elected members
- Engaging the city's key agencies in the vision of York Human Rights City, developing human rights approaches as a means of every day problem solving for all and encouraging "translators" and "champions" who will help to institutionalise human rights values across the city's institutions

### York Pride

I was delighted that after a two year hiatus, York Pride was back this June. The council invited residents to join senior staff at the brand new 'Council on the Couch' sessions at the first York Pride celebration since the pandemic.

On Saturday 18 June, council staff, councillors, schools and volunteers joined the Pride Parade from York Minster to the Knavesmire. Festival goers were invited to share five minutes with 'Council on the Couch'. Any issues and insights raised (from traffic idling to matters affecting the LGBT+ community) were noted and followed up. City of York Council's iTravel and Adoption teams also had stalls.



## Tourism

The emergence of the Omicron-variant, the Ukrainian conflict and the substantial rise in the cost of living has meant that York's economy and tourism sector has faced a challenging first half of 2022. Data from the Movements Insights platform can give us an insight into how York City Centre has fared in terms of footfall.

There has been a 36% increase in footfall across the first half of the 2022 in comparison to previous year. The average weekly footfall for first 6 months of 2022 has been 122,107 in comparison to 89,496. As can be seen from Figure 1, footfall tends to pick around school holiday periods.

The total number of visitors coming to York has remained consistent across 2022, with 1.5 million visitors coming to York across both quarters. This is a smaller amount of visitors in comparison to 2021, as illustrated in Figure 2. But, international travel options were not as open as they currently are due to Covid-19 rules and guidance in place last year.

Figure 1: Weekly Footfall Data

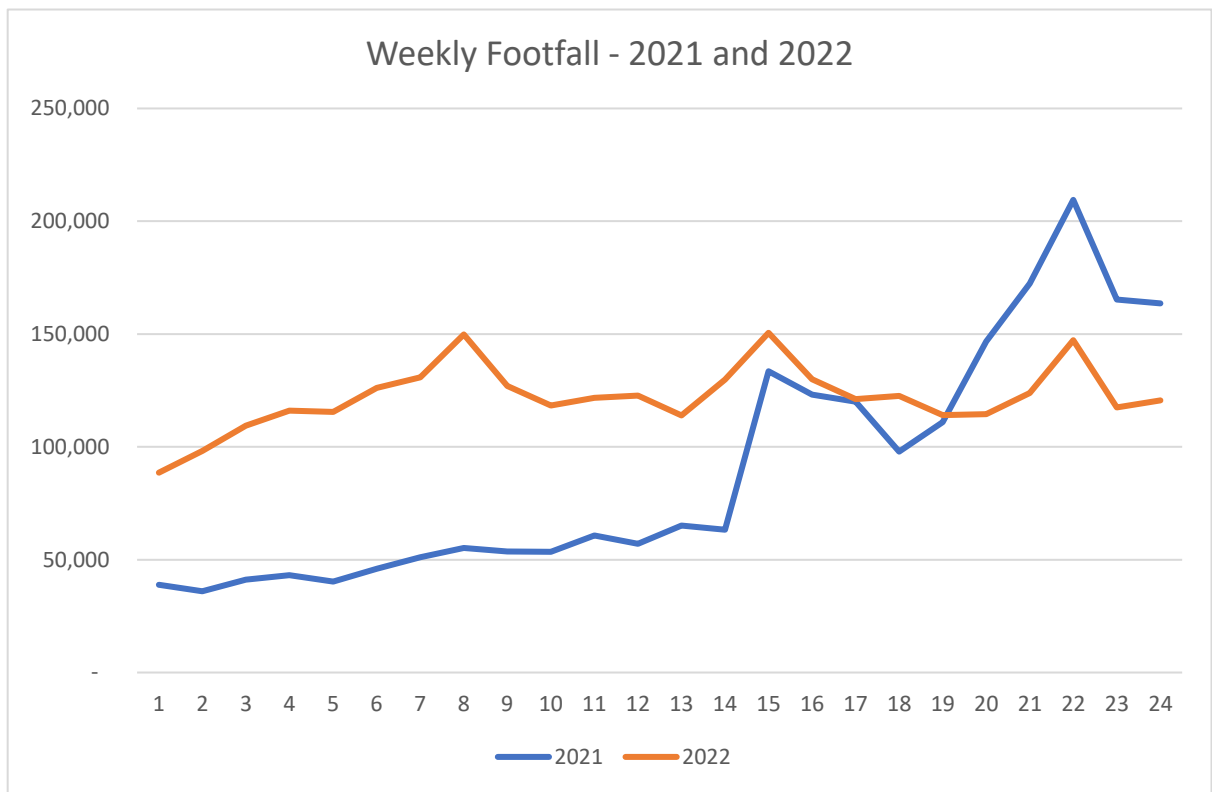
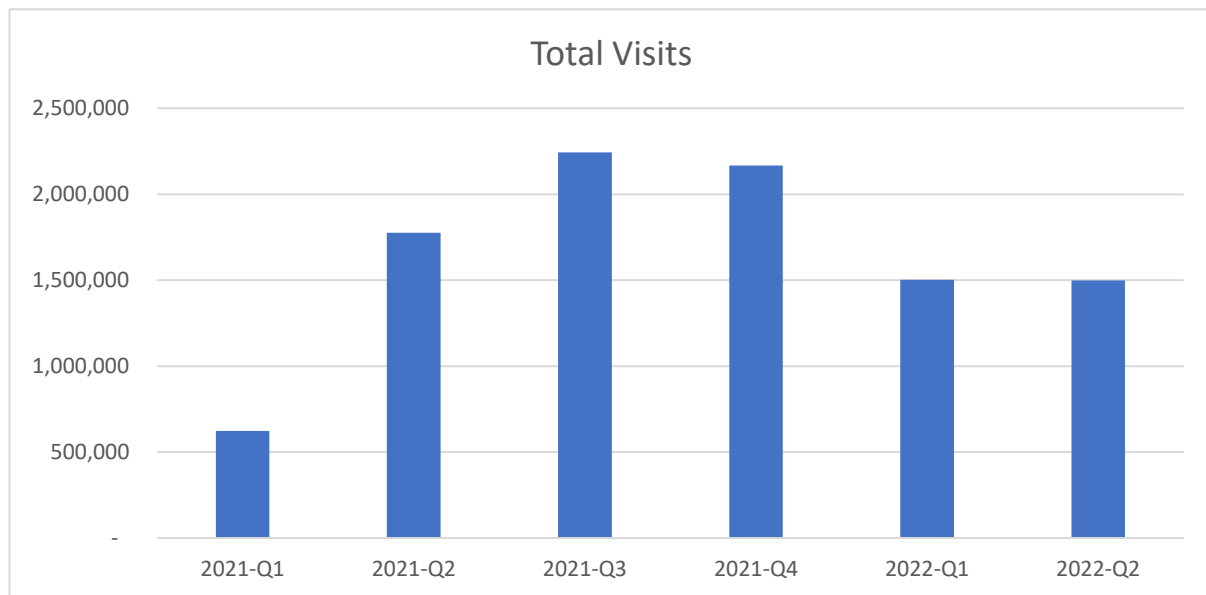


Figure 2 – Total Visits to York



It is possible to gauge the types of international visitors who visit York by looking at the nationalities of visitors that connect to the 02 Network. It shows that in comparison to the amount of locals that already live in York, citizens of Netherlands have visited York the most in percentage terms. This is shortly followed by Sweden. When looking at international visitors who are local to York, Austria leads the way in percentage terms, followed by China and Greece.

Feedback from businesses in the sector suggests that short term bookings and visitor numbers are remaining relatively strong, and that spend is holding up at levels close to pre-pandemic, but the longer term remains a concern. Customers are no longer booking in advance at the same scale as during lockdown. These issues have been discussed with the Tourism Advisory Board, which continues to be an excellent sounding board and information sharing forum for the sector.

As required in our SLA with Make It York, the Tourism Advisory Board is currently working on a new Tourism Strategy for York. This will emerge for consultation in the Autumn, and is based on work by Group Nao from last year, together with extensive input from York's Tourism Businesses.

### **Parish Council liaison**

Parish Liaison Committee meetings continue to be held between City of York Council and representatives of the York Branch of YLCA. These



meetings are useful in sharing knowledge and highlighting issues affecting parish councils and the communities they serve. Among matters that arise, the committee oversees and assesses the implementation of the Parish Charter (which was refreshed and approved by Executive in November 2021).

### **Arts, Music, Culture and Heritage**

Following the launch of the Culture Strategy in 2020 (a joint initiative by Make It York, City of York Council and the Cultural Leaders Group), the existing Cultural Leaders Group – which was made up of 40 leaders across the cultural creative sector in the city – has been replaced by an executive group elected by a new Culture Forum.

This will make York the first city with an elected cultural executive group in the UK. Creating a more inclusive and open forum will ensure that we make culture even more relevant and accessible to everybody in York, regardless of age, background or postcode.

Earlier this year, York based organisations negatively impacted by Covid-19 were invited to apply for a new Events and Festivals Grant Scheme to support upcoming events in 2022.

Following a successful application process, Make It York and City of York Council are pleased to award grants to fifteen York-based organisations. The purpose for this grant funding is to support the delivery of events and festivals which would have happened in 2020 and/or 2021, as well as new events and festivals led by York-based organisations who have been negatively impacted by the pandemic and therefore unable to fund the overall costs of such activities themselves.

The £50k grant funding comes from the Government's ARG fund. The fifteen events and festivals who have been awarded funding from the ARG Events and Festivals Grant are:

- 2022 Wagon Plays organised by York Mystery Plays (19 – 26 June 2022): York Mystery Plays are a unique part of York's literary and cultural heritage and allow hundreds of local people to engage with their own history. The Wagon Plays will be performed in June 2022 in outdoor locations across York. <https://www.yorkmysteryplays.co.uk/buy-tickets/>

- York Mediale 2022 Events (24 June – 18 September 2022, and November 2022): Funding will support a programme of events at York Art Gallery including the ‘Body Vessel Clay’ exhibition and the Immersive Assembly, Mediale’s international artist development programme, in collaboration with the city of Viborg in Denmark, a fellow UNESCO Creative City of Media Arts. <https://mediale.org.uk/immersive-assembly/> <https://www.yorkartgallery.org.uk/exhibition/body-vessel-clay/>
- Operation Hummingbird organised by Next Door But One CIC (August 2022): A new play by Next Door But One exploring loss, love, terminal illness and anticipatory grief. Operation Hummingbird is a conversation across the decades about a sudden family death, realising an opportunity that we all wish we could do at some point in our life; go back and talk to our younger self. <https://www.nextdoorbutone.co.uk/Operation-Hummingbird.php>
- Wilberforce Bounces Back organised by The Wilberforce Trust (August and December 2022): The trust will host two community fayres – the return of their annual Christmas Fayre and a new Summer Fayre. The events will include old style village fayres, with sideshow stalls, fairground type games, craft stalls, food, silent auction and a raffle. <https://www.wilberforcetrust.org.uk/>
- Groves Community Cinema organised by Theatre@41 (Quarterly from September 2022): A new regular community cinema with a weekend of films every quarter is coming to York. Showing a mixture of topical films relevant to the lived experiences of the local community, films from the Yorkshire Film Archive, and a more accessible and affordable cinematic environment for the young people of the Groves and York. <https://www.41monkgate.co.uk/>
- York Design Week 2022 organised by Kaizen Arts Agency CIC (October 2022): York Design Week (YDW) is an annual city-wide multidisciplinary festival offering a programme of events, workshops, talks, exhibitions, and performances. This year’s theme aims to positively shift conversation and behaviour around what design means and how it can offer innovative solutions. <https://www.yorkdesignweek.com/>

- Making Moves (previously Dance It Up North) organised by York Dance Space (October 2022): Making Moves is a community dance production which brings together the diverse communities of York and North Yorkshire to perform at York Theatre Royal. <https://yorkdancespace.com/>
- York Unlocked CIC (October 2022): Discover interesting buildings that are usually difficult to access with York Unlocked. Visitors will have the opportunity to take a look around famous York buildings including Herbert House, St Williams College, The Guildhall, Kings Manor, Old Archbishops Palace, Bootham School, De Grey Rooms, Lodge Duncombe Place, Hudson Quarter, Monk Bar, Chapel St Johns Uni and more. <https://york-unlocked.org.uk/>
- York LGBT+ Pride (18 June 2022): York's summer Pride event provides the main platform for a celebration of the diversity of the LGBT+ community through entertainment, inclusivity and fun. <https://yorkpride.org.uk/>
- BAFTA-Qualifying Aesthetica Film Festival organised by Aesthetica Magazine Ltd (November 2022): The BAFTA-Qualifying Aesthetica Film Festival is one of the key destinations for new cinema in the UK. The festival will screen new films across 12 venues in the city centre this November and provides education and learning opportunities, as well as access to new film and high-profile speakers. <https://www.asff.co.uk/>
- 2022 Yorkshire Schools Dance Festival organised by Creative Learning Partnerships (November 2022): The Yorkshire Schools Dance Festival is open to all primary schools, secondary schools, colleges, further education providers and community dance companies across Yorkshire. Over 1000 participants will create and perform fresh choreography in a large-scale venue, as well as taking part in workshops and watch performances by professional dance companies. <https://www.yorkshireschoolsdancefestival.co.uk/>
- SLAP York Showcase organised by SLAP York (SLAP Collective LTD) (November/December 2022): The SLAP York Showcase includes four creative workshops and a showcase of brand-new work created by artists living in the city. There'll be live

performances, including one to one experiences, durational work and participatory performance. <https://www.slapyork.co.uk/>

- Poetry For All organised by Stairwell Books / York Spoken Word (November/December 2022): Poetry For All welcomes newcomers and regulars to join their poetry and prose open mic, which has been going for over 16 years. Offering a platform to disabled poets, they were the first UK event BSL signed with poems also PowerPointed in an accessible venue. <http://www.yorkspokenword.org.uk/>
- Christmas Folk at the NCEM (December 2022): Based in the centre of York since 2000, the NCEM promotes high quality concerts across a wide range of music genres. Christmas Folk at the NCEM will showcase three traditional/folk concerts taking place at the NCEM in December 2022. <https://www.ncem.co.uk/>
- "The Shambles Saved Christmas!" organised by Thunk-It Theatre Ltd (December 2022): 'The Shambles Saved Christmas!' is a one person, family theatre performance, written to showcase the famous Shambles Market in York City Centre, whilst celebrating festive cheer. There'll also be opportunities to take part in crafting sessions, including make your own festive decorations. <https://www.thunkittheatre.co.uk/>

## **Charlie Croft**

At the end of August, Charlie Croft retires from City of York Council. Charlie has been with the council since 1996, and currently serves as Assistant Director for Customers and Communities.

Since my appointment as portfolio holder in May 2019, Charlie has been a constant source of support and guidance. Conversations I've had with officers and city partners since Charlie announced his retirement have only reaffirmed the warmth and respect people have for him.

He will be much missed and we all wish him every success in his future endeavours. Few people will have made a positive contribution to York on the scale that he has.

Recruitment for a new Assistant Director is underway and will conclude in July.



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**Full Council**

**14 July 2022**

Report of the Monitoring Officer

**Joint Standards Committee Annual report for 2021/2022**

(Approved by Joint Standards Committee on 30 June 2022)

**1. Foreword from the Chair of the Joint Standards Committee**

This has been a busy year for the Joint Standards Committee as we have sought to make improvements to the Council's ethical governance framework which resulted in the adoption of the LGA Model Code of Conduct in October 2021. We have also overseen a comprehensive revision of the associated procedures to support to Model Code and we are pleased to have worked alongside colleagues on the Audit & Governance Committee so as to ensure these procedures are published in the revised constitution.

However, managing the complaints received about our City and Parish and Town Councillors has remained a large part of our work during this year. An integral part of this has been the value contribution of our Independent Persons and I would like to take this opportunity to thank them for their commitment and support during this year and as both have expressed a wish to retire from the Committee, I would like to take this opportunity to thank Angharad and David and wish them every best wish for the future.

Cllr M Rowley BEM  
Chair of Joint Standards Committee

**2. Membership of the Committee**

The Committee would like to thank all of its Members for supporting and attending the meetings during this year. The Committee appointed Councillor Martin Rowley as the Chair and Councillor Stuart Rawlings as the Vice Chair.

City of York Council:

- Councillor Martin Rowley BEM

- Councillor Claire Douglas
- Councillor Rosie Baker
- Councillor David Carr
- Councillor Tony Fisher

#### Parish Councils

- Councillor Stuart Rawlings
- Councillor Christopher Chambers
- Councillor Mark Waudby

#### Independent Persons

- Angharad Davies
- David Laverick

### **3. Complaints**

The Council received 29 complaints during the municipal year 2021-2022, and of the 21 concluded in time: By way of comparison, the Council received 22 complaints during the previous municipal year.

- 1 complaint was upheld
- 1 complaint was not upheld
- 19 complaints did not progress to an investigation

The remainder are still being investigated or assessed and await determination in accordance with the published procedures.

All of the complaints received have been reported to meetings of the Joint Standards Committee throughout the year.

### **4. Other work**

#### **4.1 Model Code of Conduct for Members and review of Supporting Procedures**

A substantial amount of work has been carried out to adopt the LGA Model Code of Conduct during this municipal year. This work was undertaken with advice and support from Paul Hoey and Natalie Ainscough from Hoey Ainscough Associates, who attended several Joint Standard Committee Meetings throughout the municipal year. The Model Code, which was adopted by Full Council in October 2021, contributes to the delivery of the Action Plan, arising from the Public Interest Report which is currently being monitored by Audit and Governance Committee. The Joint Standards Committee are also grateful to the Chair and Vice Chair of the Audit and Governance Committee for their assistance and feedback in discussions around the adoption of the Model Code of Conduct.

Supporting the adoption of the Model Code, Hoey Ainsough were also commissioned by the Joint Standards Committee to deliver a series of training events to all City of York Councillors and key staff on the interpretation and application of the new Code.

Following the adoption of the Model Code of Conduct it has been essential for the Committee to review the supporting procedures and this was undertaken with the ongoing support of Hoey Ainscough Associates. The revised procedures provide additional assistance and clarity in key areas of the process, including assessment of complaints, a FAQ document for complainants or subject Councillors and a flowchart of the key stages in the process.

Consultation with the Chair and Vice Chair of the Joint Standards Committee has been introduced at key stages in the complaints process, including assessment stage and also when deciding whether a matter should progress to a Hearing.

#### **4.2 Recruitment of Independent Persons**

A recruitment exercise took place during the middle of 2021. Unfortunately, there were no applicants, and the Chief Operating Officer and Director of Governance are now working on a further recruitment exercise following the resignation of our two Independent Persons. It is hoped that a third Independent Person could hopefully be appointed which will add resilience especially in view of the volume of complaints currently being experienced.

#### **4.3 York's Parish Charter**

The Joint Standards Committee has been kept informed on the progression of the review of the charter between City of York Council and the 31 Parish and Town Council's across the City, as represented by the York Branch of the Yorkshire Local Councils Associations. The Committee was assisted in these discussions by the Assistant Director of Communities and Culture.

#### **4.4 Dispensations granted to City of York Councillors**

The Committee noted a dispensation given by the Monitoring Officer in consultation with the Chair of the Joint Standards Committee to Councillors relating to an agenda item at Full Council in July 2021 and also a further dispensation given at the Customer and Corporate Services Scrutiny Management Committee Meeting which took place in February 2022. The meeting was convened as an Executive decision was called in for further scrutiny.

**Details relating to the Dispensations for the abovementioned meetings can be obtained via the links below.**

**The Agenda, Reports and Minutes of Full Council held on 15<sup>th</sup> July 2021, can be found at this link [Agenda for Council on Thursday, 15 July 2021, 6.30 pm \(york.gov.uk\)](#)**

**The Agenda, Report and Minutes of Customer and Corporate Services Scrutiny Management Committee (Calling In) held on 7<sup>th</sup> February 2022, can be found at this link [Agenda for Customer and Corporate Services Scrutiny Management Committee \(Calling In\) on Monday, 7 February 2022, 2.00 pm \(york.gov.uk\)](#)**

#### **4.5 Review of the Constitution**

The Joint Standards Committee has actively contributed to the Review of the Council's Constitution and as aforementioned the Model Code of Conduct and the supporting procedures will form an integral part of the revised constitution, which should be in place in time for the municipal year 2022-2023.

The Joint Standards Committee has also taken the opportunity to review its terms of reference to ensure they remain fit for purpose and satisfactorily address the remit of the Committee's work and in doing so has made a recommendation that the Parish Council Members of the Committee should have the support of substitute Parish Councillors to add resilience.

The Joint Standards Committee will continue to develop and strengthen its role in embedding a positive culture of ethical governance and hopes to work collaboratively with the Audit & Governance Committee as regards issues such as member development and induction programmes.

**Author & Chief Officer**

**Responsible for this report:**

**Janie Berry**

**Director of Governance & Monitoring Officer**





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**Full Council****14 July 2022**

Report of the Monitoring Officer

**Amendments to the Council's Constitution****Summary**

Full Council is invited to approve amendments to the Constitution in respect of Article 12 – Shareholders Committee, Article 20 – Corporate Parenting and Article 15 – Corporate Appeals and Article 18 - Health and Wellbeing Board.

Full Council is asked to note that a copy of this report will be reported to the next meeting of the Audit & Governance Committee.

**Background**

In May 2022, Full Council approved the adoption of a revised Constitution. It is good practice to ensure the Constitution remains fit for purpose and in response to feedback, a small number of amendments have been requested. The Chair of the Audit & Governance Committee has been consulted in respect of these proposed amendments.

As part of its work programme, Audit & Governance Committee will undertake an annual review of the constitution to ensure it remains fit for purpose to support the Council's decision making framework.

**Article 12 – Shareholders Committee**

Following the most recent meeting of the Shareholder Committee, the Committee has sought additional clarification to be inserted into the Article to aid their decision-making. As a result additions and amendments have been made to paragraphs 1.4 and 5.2 of Article 12

A copy of the revised Article appears as Appendix 1 to this report.

**Article 20 – Corporate Parenting**

In response to the recent ILACS inspection of Children's Services, the council's approach to Corporate Parenting has been revised for the purposes of the Constitution. This is to ensure that the voices of children and young people are clearly heard. As such the Article has

been revised and the amended Article appears as Appendix 2 to this report.

This revised Article, also offers clarity as to the Elected Members appointed to Corporate Parenting Board and, subject to Full Council, approval, the Main Opposition Group Shadow Lead Members for both Children and Adults will also be invited to attend meetings of the Corporate Parenting Board.

#### Article 15 – Corporate Appeals

A technical amendment has been requested to reflect the change to the order of proceedings (paragraph 4) in the event a Corporate Appeals Committee is convened so that the applicant will present their case prior to the Council's representative presenting the council's case. The amended Article appears as Appendix 3 to this report.

#### Article 18 – York Health and Wellbeing Board

Following the CCG ceasing to exist from 1<sup>st</sup> July 2022, there is a need to amend the membership of the Health and Wellbeing Board. It is therefore proposed to make the following amendments:

The following will be deleted:

- The Chair of NHS Vale of York Clinical Commissioning Group (Vice-Chair)
- Executive Director of Primary Care and Population Health, NHS Vale of York Clinical Commissioning Group

And replaced with:

- York Place representative from the Humber and North Yorkshire Health and Care Partnership

At paragraph 5.1 the following will be deleted:

- 'a representative of the NHS Vale of York Clinical Commissioning Group'

And replaced with:

- "a representative of the Humber and North Yorkshire Health and Care Partnership'

## **Recommendations**

Full Council is invited to approve the amendments to the Council's constitution as follows:

- 1) To approve the amendments made to Article 12 – Shareholders Committee;
- 2) To approve the amendments made to Article 20 – Corporate Parenting;
- 3) To approve the amendments made to Article 15 – Corporate Appeals;
- 4) To approve the amendments made to Article 18 - Health and Wellbeing Board;
- 5) To approve the appointment of the Main Opposition Group Shadow Lead Members for both Children and Adults to the Corporate Parenting Board;
- 6) To instruct the Monitoring Officer to ensure the Council's Constitution is updated in accordance with the recommendations of Full Council.

Full Council is asked to note:

1. The Chair of the Audit & Governance Committee has been consulted in respect of the updating amendments to the Constitution and that this report will be retrospectively report to the next meeting of the Audit & Governance Committee.

## **Reasons for the Recommendation**

These amendments will ensure that the Constitution remains up to date and fit for purpose to support the council's decision making framework.

## **Options**

The Council has the option to reject the proposed amendments however such a course of action is not advised as in doing to the council's governance framework will be negatively impacted.

## **Implications**

### **Financial**

There are none directly arising from this report.

### **Human Resources (HR)**

There are none directly arising from this report.

### **Equalities**

There are none directly arising from this report.

**Legal**

The council is required to have a constitution setting out its governance framework for decision-making. The constitution is a public document. Amendments to the constitution are reserved to Full Council for approval.

**Crime and Disorder, Information Technology and Property**

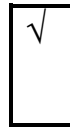
There are none directly arising from this report

**Author & Chief Officer  
responsible for the report:**

Janie Berry

Director of Governance &  
Monitoring Officer

**Report  
Approved**

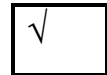


**Date** 01/07/2022

**Specialist Implications Officer(s):**

**Wards Affected:**

**All**



**For further information please contact the author of the report**

**Background Papers:**

- The Council's Constitution

**Appendices:**

- Appendix 1 – Shareholder Committee revised Article
- Appendix 2 – Corporate Parenting revised Article
- Appendix 3 – Corporate Appeals revised Article

## ARTICLE 12 – SHAREHOLDER COMMITTEE

### 1 Purpose

- 1.1 The Shareholder Committee has been established by the Executive specifically to discharge the shareholder functions of the Council, in relation to those companies of which the Council is a shareholder.
- 1.2 The shareholder in this context is always the City of York Council, not the members of the Shareholder Committee themselves, or any Directors appointed to represent the Council on the boards of these companies.
- 1.3 The Shareholder Committee does not have day-to-day operational control over any of the companies of which the Council is a shareholder. The decisions that the Shareholder Committee is required to make in relation to a company are set out in the Shareholder Committee terms of reference, which is set out below and the Shareholder Agreement for each company.
- 1.4 All decisions regarding the day-to-day operation of each company are the responsibility of the Board of Directors of each company.

Each Board of Directors will include:

- a) “**Council Directors**” who for the purposes of this Article 12 are the non-executive (i.e., non-salaried) directors appointed by the Shareholder Committee (in conjunction with the Council’s Staffing Matters & Urgency Committee) in accordance with the Articles and/or Shareholder Agreement of the Company, to represent the Council on the Board. This category will often (but not always) include the Chair of the Board; and
- b) “**Non-Council Directors**” who for the purposes of this Article 12 include the executive (i.e., salaried) directors and the independent non-executive directors appointed by the Board. This category will include the Managing Director of the company.

In addition, the day-to-day liaison with the companies will be between the relevant client service of the Council and the Managing Director of each company.

1.5 There are two classifications of companies, which the Shareholder Committee regularly deals with:

1.5.1 “*Teckal Companies*” – these are companies that meet all of the following three criteria:

- a) There is no direct private capital participation in the company; in other words, either:
  - i. the Council is the sole shareholder in the company; or
  - ii. the shareholders are made up exclusively of public sector bodies, including the Council.
- b) The Council (either acting as the sole shareholder, or together with the other public sector owners) exercises effective control over the company’s affairs; in other words, the same as the relationship between the Council (and the other public sector owners where applicable), and one of their internal directorates.
- c) The company must be inward not outward focussed; in other words, at least 80% of the activity of the company – that is, over 80% of its turnover – must be for the Council, and where applicable its other public sector owners.

1.5.2 “*Non-Teckal Companies*” – these are companies that fall outside the definition of a Teckal Company, as summarised above.

Due to their very nature, Teckal Companies require a much greater deal of oversight from the Shareholder Committee than their Non-Teckal counterparts do.

## 2 Meetings of the Shareholder Committee

2.1 The Shareholder Committee will hold the following Meetings each year, each for the following purpose:

Purpose of Meeting	Frequency of Meeting	Does this apply to Teckal Companies?	Does this apply to Non-Teckal Companies?
To receive annual reports and annual accounts from companies	Once per annum	Yes	Yes
Performance Monitoring (subject to any alternative monitoring requirements set out within any Shareholder Agreement or contracts for goods/services/ works with the company)	Twice per annum, as a minimum.	Yes	Yes (once per annum)

2.2 Any other Meetings of the Shareholder Committee will be called as and when required to deal with company business.

2.3 Minutes, Notices and Agenda of Shareholder Committee Meetings shall be sent to Shareholder Committee members at least 5 working days prior to the Meeting.

## 3 Composition of the Shareholder Committee

3.1 The Shareholder Committee is a Committee of the Executive, comprised of Executive Members appointed to it by the Executive. These individuals will be appointed to the Shareholder Committee

in accordance with the Council Procedure Rules set out within the Constitution. Only members of the Executive who are not already appointed as directors on the boards of any companies in which the Council is a shareholder or the sole shareholder will be eligible to sit on the Shareholder Committee.

- 3.2 Only members of the Executive may sit and vote on any business laid before the Shareholder Committee.
- 3.3 A Chair and Vice-Chair will be appointed in accordance with the Council Procedure Rules set out within the Constitution.
- 3.4 A quorum of two and a maximum number of two Executive Members will be appointed to the Shareholder Committee. For the avoidance of any doubt, only members of the Executive who are not already appointed as directors on the boards of any companies in which the Council is a shareholder or the sole shareholder will be eligible to sit on the Shareholder Committee.
- 3.5 Substitutes, who must also be Executive Members, may be permitted at the discretion of the Chair.
- 3.6 In line with the arrangements for Executive meetings, the Leaders of each of the opposition groups, or their nominated substitute, will be invited to attend Meetings and be given full rights to participate in Meetings, although they will not be entitled to vote on any business laid before the Shareholder Committee.
- 3.7 A co-opted independent person will also be allowed to attend in the same capacity as set out above for opposition group Leaders or the substitutes, they too will not be entitled to vote on any business laid before the Shareholder Committee. The role of the co-opted independent person will be purely to provide a wider range of commercial and governance expertise to the Shareholder Committee.
- 3.8 The Chief Operating Officer, the Section 151 Officer and the Monitoring Officer (or their Deputies) will be in attendance as and when necessary unless their attendance is in the capacity as a



Link Officer. A legal advisor from the Council's Legal Services team will attend as an advisor to the Shareholder Committee.

- 3.9 A CYC client officer ('Link Officer') will be nominated for each company and will undertake the activities set out in Annex 1. The Link Officer in relation to each company will attend meetings of the Shareholder Committee.
- 3.10 The Chair of the Shareholder Committee may from time-to-time ask other Officers to attend Meetings of the Shareholder Committee to present and provide expert advice on specific issues to the rest of the Committee. The Chair and/or those Officers may invite additional advisors for this purpose. Again, if any such officers and/or advisors are asked to attend a meeting of the Shareholder Committee, they shall not be entitled to vote on any business laid before the Shareholder Committee.
- 3.11 The Executive Procedure Rules as at Appendix 4 of this Constitution apply to procedures and decision taking at meetings of the Shareholder Committee.

#### 4 Terms of Reference

- 4.1 Subject to any relevant overriding provisions contained in a company's Shareholder Agreement or within a company's Articles of Association, the Shareholder Committee is established to undertake all of the following functions of the Council as a shareholder under the Companies Act 2006 by:

	Function	Teckal Companies	Non-Teckal Companies
a)	acting as the owner or joint owner of the Council's companies;	✓	✓
b)	approving or making amendments to strategic or	✓	

	<b>Function</b>	<b>Teckal Companies</b>	<b>Non-Teckal Companies</b>
	business plans;		
c)	monitoring performance and financial delivery against strategic business plans;	✓	
d)	approving the acquisition of shares in another company;	✓	
e)	approving the establishment of subsidiary companies;	✓	
f)	approving the appointment or dismissal of any company Directors (including the Chair), which requires Shareholder consent under the Articles and/or Shareholder Agreement of the company;	✓	✓ In so far as it requires a resolution of the Council and any other shareholders of the company.
g)	determining and approving all matters relating to terms and conditions of company Directors which require Shareholder consent under the Articles and/or Shareholder Agreement of the company;	✓	✓ In so far as it requires a resolution of the Council and any other shareholders of the company.
h)	determining and approving all matters relating to the entering of any contracts with company Directors, other than as permitted under any service agreement the company may have with the Council;	✓	✓

	<b>Function</b>	<b>Teckal Companies</b>	<b>Non-Teckal Companies</b>
i)	determining and approving all matters relating to the employment of the senior management team of the company which require Shareholder consent under the Articles and/or Shareholder Agreement of the company;	✓	
j)	approving changes to share capital and the admission of additional shareholders;	✓	<p>✓</p> <p>In so far as that it relates to:</p> <ul style="list-style-type: none"> <li>• any instruction to the Directors to allot shares;</li> <li>• any increase in the authorised share capital of the company;</li> <li>• any reduction in the authorised share capital of the company;</li> <li>• any sub-division, consolidation, or re-denomination shares;</li> <li>• variation of class rights attached to shares;</li> </ul>

	Function	Teckal Companies	Non-Teckal Companies
			<ul style="list-style-type: none"> <li>• any purchase of shares by the company itself;</li> <li>• any alteration to the company's Articles of association relating to pre-emption rights, or relating to the shares of the company; or</li> <li>• any disapplication of pre-emption rights,</li> </ul> <p>or any other matter that requires a resolution of the Council and any other shareholders of the company by law or otherwise.</p>
k)	approving disposals of assets valued under £500,000;	✓	✓  In so far as it relates to a Substantial Property Transaction (as defined in the Companies Act 2006) with one of the Directors (or a connected person of that Director), and therefore requires a

	<b>Function</b>	<b>Teckal Companies</b>	<b>Non-Teckal Companies</b>
			resolution of the Council and the other members of the company.
l)	approving borrowing up to £100,000;	✓	<p>✓</p> <p>In so far as the financial assistance being sought is:</p> <ul style="list-style-type: none"> <li>• by one of the Directors, or</li> <li>• by persons connected with one of the Directors, or</li> <li>• by the company to purchase its own shares,</li> </ul> <p>and therefore requires a resolution of the Council and any other shareholders of the company.</p>
m)	approving and making grants or loans up to £500,000 other than by way of normal trade credit, subject to approval from the Council's Chief Financial Officer in line with the Council's Financial Regulations, and taking appropriate legal advice on any requirements under the UK	✓	<p>✓</p> <p>In so far as the financial assistance being sought is:</p> <ul style="list-style-type: none"> <li>• by one of the Directors, or</li> </ul>

	<b>Function</b>	<b>Teckal Companies</b>	<b>Non-Teckal Companies</b>
	Subsidy Control Regime and necessary grant or loan terms and conditions, and the usual risk assessments;		<ul style="list-style-type: none"> <li>• by persons connected with one of the Directors, or</li> <li>• by the company to purchase its own shares,</li> </ul> <p>and therefore requires a resolution of the Council and any other shareholders of the company.</p>
n)	entering, amending or terminating any agreements which create a potential liability for the company in excess of £250,000 up to £500,000;	✓	
o)	making changes to the nature of the company's business;	✓	<p>✓</p> <p>In so far as that it relates to:</p> <ul style="list-style-type: none"> <li>• amendments to the company's Articles of Association or Shareholders Agreement;</li> <li>• re-registering the company from private to public (or vice versa) or limited to unlimited (or vice versa).</li> </ul>

	<b>Function</b>	<b>Teckal Companies</b>	<b>Non-Teckal Companies</b>
p)	approving a decision which could otherwise be taken by a Council Director, but which would, if being taken by the Council, amount to a key decision;	✓	
q)	approving any dividends requiring Council consent;	✓	✓
r)	exercising any powers to issue instructions to company directors;	✓	✓  In so far as it requires a resolution of the Council and any other shareholders of the company.
s)	exercising decision making over reserved matters set out in a company's Shareholder Agreement;	✓	✓
t)	making recommendations to Executive for any investment in/asset transfers to or lending to companies;	✓	✓
u)	delegating specific functions to Officers of the Council to increase commercial flexibility.	✓	

Any advice required by Shareholder Committee Members in relation to the above Terms of Reference and the impact of any provisions within a company's Articles of Association or any

existing Shareholder Agreements must be sought from the Council's Legal Services Department.

## **5 Delegated powers**

5.1 The Shareholder Committee has the power within its terms of reference to exercise all the Council's powers arising from the Council's role as the shareholder and owner of the company, other than the following decisions, which are reserved exclusively to the Executive:

- a) changes to company governance e.g. including amending a company's Articles of Association or its Shareholder Agreement;
- b) agreements to any amalgamation, merger, division, joint venture, take-over, profit sharing, re-registration from private to public (or vice-versa), re-registration from limited to unlimited (or vice versa), compromise arrangements, or similar arrangements, subject to consultation with the Council's Chief Finance Officer;
- c) approval of any disposals of assets valued over £500,000, subject to the company's Articles of Association;
- d) approval of any grants and/or loans in excess of £500,000;
- e) approving borrowing in excess of £100,000;
- f) entering, amending or terminating any agreements which create a potential liability for the company in excess of £500,000; and
- g) approving steps to wind up a company.

5.2 The following decisions are reserved exclusively to the Staffing Matters and Urgency Committee:



- a) approving the appointment or dismissal of Council Directors (including (where applicable) the Chair);
- b) determining and approving all matters relating to terms and conditions of Council Directors that require Shareholder consent under the Articles and/or Shareholder Agreement of the company; and
- c) determining and approving all matters relating to the entering of any contracts with Council Directors, other than as permitted under any service agreement the company may have with the Council.

For the avoidance of any doubt, the Shareholder Committee has delegated authority to exercise all the Council's powers arising from the Council's role as the Shareholder and owner of the company on all matters relating to either:

- a) the appointment, dismissal, the terms and conditions, and entering into contracts with Non-Council Directors; and
- b) determining and approving all matters relating to the senior management of the company,

insofar as such matters require Shareholder consent under the Articles and/or Shareholder Agreement of the company.

5.3 The following decisions may be taken under delegated powers of the Chief Operating Officer:

- a) approving changes to the location in which the company works;
- b) approving alterations to company's name or registered office;
- c) matters relating to the employees or agents of the company other than its senior management team;
- d) where required giving any further specific approval to a matter provided for within the approved business plan;

- e) approving changes to accounting arrangements; and
- f) entering, terminating or amending any agreements that create a potential liability for the company not exceeding £250,000.

## **ANNEX 1: Link Officers**

1. Each company shall have a nominated CYC client officer ('Link Officer') who will engage monthly (or more frequently as required) with that company to ensure that Shareholder Committee is provided with:
  - a) Updates in respect of company performance, market conditions and assurance
  - b) Details of strategic plans, funding and other requirements
  - c) Sufficient information to evaluate any new business proposals
2. The Link Officers will review reports from their nominated company before they are submitted to the Shareholder Committee, liaising with finance, legal or other colleagues as necessary maintain joint risk registers as required and ensure Shareholder Committee is provided with the level of detail and analysis required to fulfil its role.
3. Link Officers are required to:
  - a) Actively communicate and collaborate with the company and CYC officers as required, including the Director of Governance, Chief Finance Officer and Chief Operating Officer or their nominated representatives.
  - b) Build and maintain effective and transparent relationships with all parties.
  - c) Actively work to promote and improve good working relationships between the Council and its companies.
  - d) Take appropriate action to avoid conflicts of interest and, where a potential conflict is identified, to assist in managing any such conflict.
  - e) Ensure that the company has the appropriate level of support and challenge, including support to deliver agreed objectives and challenge to minimise or mitigate any risk to the Council. The appropriate balance of challenge and support will depend on the company objectives, the nature of the relationship with the company (i.e. whether wholly or partly owned), performance and risks or opportunities.
  - f) Manage and maintain effective relationships between shareholder representatives and the company.

- g) Appropriately feedback any concerns of the Council to the company and vice versa.
- h) Review board decisions and actions and identify any concerns in relation to directors potentially exceeding the remit of their powers.
- i) Flag any issues and risks as quickly as possible.

**ARTICLE 20 – CORPORATE PARENTING BOARD SUPPORTING  
YORK'S COMMITMENT TO CORPORATE PARENTING****1 Introduction**

- 1.1 City of York Council looks after a number of children and young people who are unable to remain in the care of their parents. When a child comes into our care the tasks of their parents become the corporate responsibility of the Council. This is known as 'corporate parenting' and it is the collective responsibility of the Council to prioritise the needs of children in care and care leavers and seek for them the same outcomes any good parent would want for their own children.

**2 Purpose of the Board**

- 2.1 To actively listen to the views of our children and young people so that the Council is able to adapt its corporate parenting in line with their wishes, feeling and needs.
- 2.2 To act as a forum where our young people are able to hold Members and Officers to account as their parents.
- 2.3 To raise the awareness of the Council's Corporate Parenting responsibilities and knowledge among elected Members and officers.
- 2.4 To support and make recommendations to relevant Council bodies on matters related to corporate parenting.

**3 York Vision for Children and Young People in Care and Care Leavers**

- 3.1 We are committed to York being an effective, caring, and ambitious corporate parent and we will do everything we can to make sure that children in our care and care leavers receive the best possible care and support.
- 3.2 The overarching vision of City of York Council is "A better start for children and young people" and we look to achieve this

- through our mission statement; “every conversation starts with the child.”
- 3.3 Through our practice, we have agreed to adhere to our values that ensure we can deliver positive outcomes:
- a) Everyone feels safe
  - b) Risk is understood and managed well
  - c) Practice is consistently good
- 3.4 We want our children and young people to be happy and healthy, both physically and emotionally, to be safe and protected from harm and exploitation, to achieve their potential and to be supported each step of the way to adult life.
- 3.5 The council has strong engagement with children and young people in care and care leavers who tell us what more we should be doing to further improve their lives and future outcomes. The Council highly values their experiences and we are committed to acting on what they tell us and involving them in decisions that affect their lives.
- 3.6 Our Corporate Parenting and Children in Care Strategy sets out our ambition for our children and young people and care leavers and how we intend to fulfil our corporate parenting responsibilities and strategic priorities in a way which puts children and young people and care leavers at the centre of improvements in the planning, delivery and evaluation of our services.

## **4 Aims and objectives of the Board**

- 4.1 To meet this purpose the Corporate Parenting Board will:
- a) Provide leadership across the city to create a more effective and efficient health and wellbeing for children and young people in care and care leavers
  - b) Make sure that the whole council and relevant partner agencies commit to excellent standards of corporate parenting.

- c) Set high expectations and stable relationships for all children and young people in care
- d) Seek improved long term outcomes for children and young people in care and their families – for their happiness; well-being; educational success; and future prospects
- e) Make sure that the voice of the child and young person in care influences both policy and the services that they receive, and that young people are engaged with any action intended to develop and improve services or to recruit key staff members
- f) Oversee and monitor key performance indicators for the health, well-being and education of looked after children
- g) Champion the provision of Council based work placements and apprenticeships for children and young people in care and care leavers.
- h) Review and monitor progress on the actions identified in the Corporate Parenting and Children in Care Strategy
- i) Monitor the delivery of York's Guarantee to children and young people in care and the Care Leavers Offer.
- j) Consider the outcomes of regulatory visits and inspection reports on provision for children in care
- k) Celebrate the achievements of children and young people in care and their carers
- l) Determine ways in which the role of corporate parenting can be improved, using examples from other local authorities/organisations.

## **5 Membership of the Board**

5.1 The Board will be chaired by The Executive Lead for Education Children's and Young People Services and a deputy chair will be sought through a representative of Show Me I Matter and I Still Matter (if they wish to take up this role)The deputy chair will chair the meeting in the absence of the chair

5.2 The deputy chair will be nominated at the first meeting of each year.

5.3 The Membership of the Board will consist of:

- a) Up to 4 representatives from Show Me I Matter and Still Matter
- b) A maximum of 4 Elected Members drawn from:
  - The Executive Member for Education, Children and Young People's Services (is also a member of Show Me that I Matter Panel).
  - The Executive Member for Adults Social Care and Public Health in the capacity of being a member of Show Me that I Matter Panel
  - Main Opposition Group Shadow Lead Member for Education, Children and Young People's Services
  - Main Opposition Group Shadow Lead Member for Adults, Social Care, and Public Health
- c) Corporate Director of Children's Services
- d) Corporate Director of Adults and Integration
- e) Director of Children's Safeguarding
- f) Head of Service – Corporate Parenting

Corporate Parenting Advisors (Council Officers) will also attend and support the Corporate Parenting Board as and when required.

5.4 The Board will also have the power to co-opt non-voting Members to advise which will include the following:

- a) Assistant Director - Education/Virtual School Head
- b) Chief Nurse ICS place
- c) Care experienced young people as recommended by Show Me That I Matter and I Still Matter
- d) Up to two Foster Carers
- e) Other significant agencies/services involved in corporate parenting as and when required i.e. Police
- f) Representative of DWP
- g) Housing Representative
- h) CAMHS/Mental Health Representative

5.5 The Board can review its overall membership and can make changes to the co-opted representation at any time.



## **6 Meetings of the Board**

- 6.1 This Board does not have decision making powers and is not a formal Board (Committee) of the Council, but will be able to provide recommendations for the Executive and the Corporate Management Team to consider.
- 6.2 The meetings of the Board will take place on a quarterly basis in private and therefore will not be live streamed.

## **7 Annual Report**

- 7.1 The Board will prepare an Annual Report which will be presented to a meeting of Full Council to be presented by the young person appointed as co-chair (with contribution from the Elected Member chair if and when appropriate). The Annual Report will provide all Elected Members with the opportunity to be appraised of their corporate parenting responsibilities, the effectiveness of the Board and the work of the Council in using its services to best promote the support provided to children in care and care leavers.
- 7.2 The Annual Report will also be shared with the Chairs and Vice Chairs of the council's scrutiny committees.
- 7.3 The Annual Report and work of the Corporate Parenting Board must be meaningfully shared with children and young people.

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## **ARTICLE 15 A - CORPORATE APPEALS COMMITTEE**

### **1 Composition**

- 1.1 The Council will establish a Corporate Appeals Committee.
- 1.2 The Chair of the Committee shall be appointed at the commencement of the Meeting.
- 1.3 The Committee may convene a Panel of 3 Members drawn from its Membership to exercise its Corporate Appeals Committee functions. Nominated substitutes are permitted if a Member of the Committee is not able to attend. Appeal Committee Members and substitutes are appointed by Full Council.
- 1.4 The Panel will not include any Member with a direct personal involvement in the complaint in question.
- 1.5 Where practicable every reasonable effort will be taken to ensure a gender mix of Members of the Panel.

### **2 Role and Functions**

- 2.1 The Corporate Appeals Committee will determine appeals in relation to the following matters:
  - a) To determine appeals made by Non-Statutory Chief Officers against action short of dismissal.
  - b) To determine appeals made by Non-Statutory Chief Officers against dismissal.
  - c) To determine appeals made by Non-Chief Officers against dismissal and actions short of dismissal.
- 2.2 Appendix 12, Officer Employment Procedure Rules, contains the procedures for recruitment, disciplinary and dismissal of Chief Officers.

### **3 Nature of Corporate Appeals Committee**

3.1 Appeals are heard as a measure of good administration, they are not statutory. The Corporate Appeals Committee observes the rules of natural justice and to that end:

- a) No Member of the Committee should have a vested interest in the outcome of the proceedings or any involvement in an earlier stage of the proceedings;
- b) All parties should be given an equal opportunity to present their case without unreasonable interruption;
- c) The decision of the Committee is based on the written evidence submitted and the evidence submitted at the Meeting;
- d) All written evidence must have been seen by all parties. If a new issue arises during the proceedings, parties should be offered an opportunity to consider and comment on it;
- e) Council policies are not applied in a blanket fashion. They are considered in relation to the circumstances of each Appeal.

### **4 Procedure**

4.1 The following formal procedure will normally be observed:

- a) The Appellant and/or their representative and the Officers appearing for the Council are invited into the Meeting;
- b) The Chair of the Appeals Committee will confirm the nature of the appeal and ensure that the Appellant and/or their Representative are aware of the procedure to be followed;
- c) The Appellant and / or their Representative will be invited to present their case;
- d) The Committee will be invited to put questions to the Appellant and /or Representative;

- e) The Council's Representative will be invited to put questions to the Appellant and / or Representative;
- f) The Council's Representative will be invited to present the Council's case;
- g) The Committee will be invited to put questions to the Council Representative;
- h) The Appellant and / or Representative will be invited to put questions to the Council's Representative;
- i) The Appellant and / or Representative will be invited to make a closing statement;
- j) The Council's Representative will be invited to make a closing statement;
- k) The Appellant and/or their Representative and the Council's Representative(s) will be asked to leave the Meeting while the Committee considers the evidence;
- l) As soon as practicable, but no more than five working days after the Committee has made its decision, the Democracy Officer will notify in writing the parties of the Committee's decision. The notification should give the Committee's decision and reasons for that decision, which should be clear and easy to understand.

**Members of the Committee may ask questions at any time during the Corporate Appeals Committee.**

Members will be advised by a HR professional and/or employment lawyer.

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**Full Council****14 July 2022**

Report of the Monitoring Officer

**Appointment of Independent Member to the Audit & Governance Committee and Appointment of Independent Persons to the Joint Standards Committee****Summary**

Full Council is invited to confirm the appointment of Mr Joe Leigh as an Independent Member to the Audit & Governance Committee and to confirm the appointment of Mr Richard Gadd and Mr Joe Leigh as Independent Persons to the Joint Standards Committee.

**Background**

At the request of the Audit & Governance Committee and the Joint Standards Committee a recruitment exercise was undertaken to appoint Independent Members to the Audit & Governance Committee and Independent Persons to the Joint Standards Committee. The proposed appointments have been undertaken in accordance with the Council's HR recruitment processes.

**Role of an Independent Member**

An Independent Member (non-voting) will support the Committee as it seeks to promote the embedding of good governance across the Council. The Independent Member will be appointed initially for one year but this will remain under review as it is anticipated that the outcomes of the Government's response to The Independent Review into the Oversight of Local Audit and the Transparency of Local Authority Financial Reporting Review by Sir Tony Redmond, which impacts on the qualification criteria and roles and responsibilities for Independent Members will be prescribed.

**Role of Independent Person**

The Localism Act 2011, requires Local Authorities to appoint Independent Persons to support the Monitoring Officer in the management of Code of Conduct issues and in particular the handling of

complaints about elected members. The term of office for Independent Persons will be one term ie four years with an option to renew for a further term. There is no limit on the number of Independent Persons who can be appointed but for resilience and due to the volume of work it is preferable to appoint more than one Independent Person.

### Mr Richard Gadd

Mr Richard Gadd has had a successful career in the Military until 2018, and has managed multi-disciplinary teams and had significant oversight of governance and assurance matters across a range of complex specialisms. Mr Gadd operates a micro business based in York and is an Accredited Senior Healthcare Manager, a Chartered Manager, a Certified Management Consultant, an Executive Coach and Mentor, a Fellow of the Institute of Consulting, Fellow of the Institute of Leadership and Management and a Fellow of Chartered Management. Mr Gadd is a Level 7 Executive Coach and Mentor and a strong supporter of the Nolan Principles.

### Mr Joe Leigh

Mr Joe Leigh is a qualified accountant. He is a member of both CIPFA and ACCA. Mr Leigh is a former Finance Director in the Public Sector and has wide range of experience of non-executive roles in finance and audit committees. Mr Leigh has also held positions relating to regulatory and governance functions and has a strong commitment to the upholding of the Nolan Principles of Good Governance.

Both Mr Richard Gadd and Mr Joe Leigh have been invited to introductory meetings with the Chairs and Vice Chairs of the Audit & Governance Committee and the Joint Standards Committee and following confirmation of their appointment, both will be invited to participate in an induction session.

### **Recommendations**

Full Council is invited to approve the amendments to the Council's constitution as follows:

- 1) To confirm the appointment of Mr Richard Gadd and Mr Joe Leigh as Independent Persons on the Joint Standards Committee;
- 2) To confirm the appointment of Mr Joe Leigh as an Independent Member on the Audit & Governance Committee;



## Reasons for the Recommendation

These appointments will support the council's governance framework including the ethical governance framework.

## Options

The Council has the option to reject the proposed appointments however such a course of action is not advised as in doing to the council's governance framework will be negatively impacted.

## Implications

### Financial

There are none directly arising from this report.

### Human Resources (HR)

There are none directly arising from this report.

### Equalities

There are none directly arising from this report.

### Legal

The legal implications are as detailed within this report. The Council's Constitution does provide for the appointment of Independent Members to the Audit & Governance Committee and Independent Persons to the Joint Standards Committee.

### Crime and Disorder, Information Technology and Property

There are none directly arising from this report.

## Author & Chief Officer responsible for the report:

Janie Berry  
Director of Governance &  
Monitoring Officer

Report  
Approved



Date 30/06/2022

## Specialist Implications Officer(s):

Wards Affected:

All

For further information please contact the author of the report

## Background Papers:

- The Council's Constitution

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**Appointments and Changes to Membership of Committees,  
Working Groups and Outside Bodies 2022-23**

Housing and Community Safety Policy and Scrutiny Committee

To appoint Cllr Wells to the committee, in place of Cllr Webb.

Corporate Parenting Board

To appoint Cllr Looker to the Board.

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